



2021 Bills Passed the Legislature

**BILLS PASSED
DURING THE
2021 REGULAR LEGISLATIVE SESSION**

LISTED BY SENATE COMMITTEE
INCLUDES GOVERNOR'S ACTIONS

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Key to Effective Date: An asterisk(*) after the effective date of legislation indicates the legislation contains various effective dates. See the final bill report for more information about the effective dates of the legislation.

AGRICULTURE, WATER, NATURAL RESOURCES & PARKS COMMITTEE

SB 5058 MAKING TECHNICAL CHANGES TO CERTAIN NATURAL RESOURCES-RELATED ACCOUNTS

Prime Sponsor: Senator Rolfes

C 14 L 21 Effective date 7/1/2021.

- Authorizes payments from the Limited Fish and Wildlife Account, rather than the Fish, Wildlife and Conservation Account, for livestock damage claims.

SB 5063 CONCERNING THE EXPIRATION DATE OF THE INVASIVE SPECIES COUNCIL

Prime Sponsor: Senator Honeyford

C 177 L 21 Effective date 7/25/2021.

- Changes the expiration date of the Washington State Invasive Species Council from June 30, 2022, to June 30, 2032.

SB 5145 CONCERNING THE PREVENTION OF SEABED MINING OF HARD MINERALS

Prime Sponsor: Senator Van De Wege

C 181 L 21 Effective date 7/25/2021.

- Prevents the Department of Natural Resources from issuing permits and leases on aquatic lands along the Washington coast for seabed mining of hard minerals.
- Prohibits seabed mining for hard minerals in waters of Puget Sound and the Strait of Juan de Fuca under the Shoreline Management Act.

SB 5146 AUTHORIZING THE FISH AND WILDLIFE COMMISSION TO INDEMNIFY THE FEDERAL GOVERNMENT AS A CONDITION OF SECURING CERTAIN FUNDS

Prime Sponsor: Senator Van De Wege

C 182 L 21 Effective date 7/25/2021.

- Authorizes the Fish and Wildlife Commission to indemnify the United States and its agencies as a condition of securing federal funds for fish, shellfish, and wildlife projects.

ESB 5158 CONCERNING THE UTILITY WILDLAND FIRE PREVENTION ADVISORY COMMITTEE

Prime Sponsor: Senator Hawkins

C 183 L 21 Effective date 7/25/2021.

- Requires the Commissioner of Public Lands to establish a utility wildland fire prevention advisory committee to provide a forum for the Department of Natural Resources (DNR), electric utilities, small and industrial forest landowners, and other fire suppression organizations of the state to identify and develop solutions to issues of wildfire prevention and risk.
- Requires DNR to submit a report to the Legislature each biennium describing the prior biennium proceedings of the advisory committee.

SB 5159 CONCERNING PAYMENTS IN LIEU OF REAL PROPERTY TAXES BY THE DEPARTMENT OF THE FISH AND WILDLIFE

Prime Sponsor: Senator Warnick

C 184 L 21 Partial Veto Effective date 7/25/2021.

- Requires the state treasurer, on behalf of the Department of Fish and Wildlife, to distribute payments in lieu of taxes, on game lands, to counties by April 30th of each year.

Partial Veto Summary:

- Removed the emergency clause.

ESB 5220 CONCERNING THE TAXATION OF SALMON RECOVERY GRANTS BY UPDATING THE STATE BUSINESS AND OCCUPATION TAX DEDUCTION FOR THESE GRANTS, CREATING A SALES AND USE TAX EXEMPTION FOR GRANT PROCEEDS RECEIVED BY RECIPIENTS OF THESE GRANTS, AND CLARIFYING THE SALES AND USE TAX OBLIGATIONS FOR GOODS AND SERVICES PURCHASED BY RECIPIENTS OF THESE GRANTS

Prime Sponsor: Senator Van De Wege

C 143 L 21 Effective date 4/26/2021.

- Exempts salmon recovery grants provided to nonprofit organizations from retail sales and use tax.
- Expands the business and occupation tax deduction for salmon recovery grants received by a nonprofit organization to include grants from tribal governments.

**SSB 5230 CONCERNING AGREEMENTS FOR ALLOCATION OF GROUNDWATER
RESULTING FROM BUREAU OF RECLAMATION PROJECT OPERATIONS**

Prime Sponsor: Senator Dozier

C 185 L 21 Effective date 7/25/2021.

- Provides that agreements with the United States for the allocation of Columbia Basin program groundwaters will be used to allocate groundwater within an established groundwater area or subarea.
- Provides that these agreements fulfil the requirements of the groundwater code for determinations of the availability of public groundwater.

**2SSB 5253 IMPLEMENTING THE RECOMMENDATIONS OF THE POLLINATOR
HEALTH TASK FORCE**

Prime Sponsor: Senator Liias

C 278 L 21 Effective date 7/25/2021.

- Reestablishes the Pollinator Health Task Force to assist with implementation of the prior task force's recommendations and the pollinator health strategy.
- Requires the Department of Agriculture to submit an implementation plan for the pollinator health strategy to the Legislature by December 31, 2021.
- Implements various recommendations from the 2020 Pollinator Health Task Force report to the Legislature, such as:
 - providing educational information related to pollinator health, evaluating critical impacts and best management practices for managed and wild pollinators, and documenting bee species in the state;
 - evaluating and updating pesticide regulatory and education programs focused on measures to protect pollinator health; and
 - developing restoration techniques to improve pollinator habitat, requiring at least 25 percent of public works projects' landscaping be pollinator habitat to the extent practicable, and establishing a small grants program to provide funding to conservation districts for pollinator habitat.

SSB 5273 CONCERNING THE REPLACEMENT OF SHORELINE ARMORING

Prime Sponsor: Senator Salomon

C 279 L 21 Effective date 7/25/2021.

- Requires a person replacing a residential marine bulkhead to use the least impacting technically feasible bank protection alternative for protecting fish life.

SSB 5317 CONCERNING PESTICIDE REGISTRATION AND PESTICIDE LICENSING FEES

Prime Sponsor: Senator Warnick

C 244 L 21 Effective date 11/1/2021.

- Increases fees under the Pesticide Control Act and the Pesticide Application Act.
- Increases pesticide registration fees from \$390 to \$650 and from \$195 to \$325 for a registrant who is applying to register an additional pesticide.
- Increases commercial applicator license fees from \$215 to \$243.
- Requires a \$7 fee be charged on each license under the Pesticide Control Act and Pesticide Application Act, to be used for a pesticide safety education program.

SSB 5318 CONCERNING FERTILIZER FEES

Prime Sponsor: Senator Warnick

C 282 L 21 Effective date 6/1/2021.

- Increases fertilizer application, license, inspection, and late fees.
- Increases the annual license fee for a person who distributes bulk fertilizer from \$25 to \$50 for each out-of-state or in-state location that distributed bulk fertilizer in Washington.
- Increases the application fee for a new registration from \$50 to \$150 for each product, sets the renewal fee at \$120 for each product, and increases the late fee from \$10 to \$50.

ESB 5330 REGARDING COMMERCIAL WHALE WATCHING LICENSES

Prime Sponsor: Senator Van De Wege

C 284 L 21 Effective date 5/12/2021.

- Requires a business engaged in commercial whale watching to obtain a commercial whale watching business license.
- Requires an operator of a motorized or sailing vessel engaged in commercial whale watching to obtain an operator license.
- Requires a commercial whale watching kayak guide to obtain a kayak guide license.
- Waives all license and application fees for calendar years 2021 and 2022.

2SSB 5362 ENSURING THE FUNDING OF AGRICULTURAL FAIRS

Prime Sponsor: Senator McCune

C 245 L 21 Effective date 7/25/2021.

- Increases the amount of the State General Fund transferred into the Fair Fund, over the course of several years, from \$2 million per fiscal year to \$4 million per fiscal year.
- Requires a portion of the additional funds provided to fairs be prioritized to be spent on educational programs and outreach that are reflective of the diversity within a fair's local population.

**ESB 5372 CONCERNING HEMP PROCESSOR REGISTRATION AND A HEMP
EXTRACT CERTIFICATION**

Prime Sponsor: Senator Stanford

C 104 L 21 Effective date 7/25/2021.

- Allows a hemp processor to register with the Department of Agriculture for compliance with interstate or international hemp processing requirements or stipulations.
- Allows a hemp processor to obtain a hemp extract certification to certify hemp extract exported to other states complies with Washington inspection and sanitation requirements.
- Requires the Department of Agriculture to issue hemp extract certification in lieu of a food processing license to a hemp processor meeting certain application requirements.

**HB 1055 EXTENDING THE EXPIRATION DATE FOR REPORTING REQUIREMENTS
ON TIMBER PURCHASES**

Prime Sponsor: Representative Berg

C 24 L 21 Effective date 6/30/2021.

- Extends the expiration date for reporting timber purchase information to the Department of Revenue from July 1, 2021, to September 30, 2025.

**HB 1143 AUTHORIZING THE PLACEMENT OF WATER RIGHTS BANKED
PURSUANT TO RCW 90.92.070 INTO THE TRUST WATER RIGHTS
PROGRAM**

Prime Sponsor: Representative Rude

C 110 L 21 Effective date 4/21/2021.

- Requires the Department of Ecology to accept a water right banked as part of the Walla Walla local water management program as a temporary trust water right donation for up to two years, in the same quantity that the water right was banked as part of the Walla Walla program, upon a request made by a water right holder on or before June 30, 2021.

2SHB 1168 CONCERNING LONG-TERM FOREST HEALTH AND THE REDUCTION OF WILDFIRE DANGERS

Prime Sponsor: Representative Springer

C 298 L 21 Effective date 7/25/2021.

- Establishes legislative intent to provide \$500 million over the next four biennia to fund forest health and wildfire response activities.
- Creates the Wildfire Response, Forest Restoration, and Community Resilience Account (account) to fund certain wildfire preparedness, prevention, and protection activities and requires the Department of Natural Resources (DNR) to report every two years on how account funds are used.
- Directs DNR to implement several initiatives relating to forest health and wildfire response including additional mapping, forest health, workforce development, small forest landowner forest health, and wildland fire aviation support.

EHB 1199 PROVIDING COMPENSATION TO DEPARTMENT OF NATURAL RESOURCES LESSEES WHOSE LEASES ARE TERMINATED FOR REASONS OTHER THAN DEFAULT

Prime Sponsor: Representative Corry

C 36 L 21 Effective date 7/25/2021.

- Requires the Department of Natural Resources (DNR) to compensate lessees if DNR exercises a nondefault or early termination provision in a state land lease for agricultural or grazing purposes.
- Establishes compensation formulas for agricultural and grazing leases.
- Establishes certain requirements for DNR if DNR exercises a nondefault or early termination provision in a state land lease for agricultural or grazing purposes.

E2SHB 1216 CONCERNING URBAN AND COMMUNITY FORESTRY

Prime Sponsor: Representative Ramos

C 209 L 21 Effective date 7/25/2021.

- Directs the Department of Natural Resources to conduct analyses of the needs and opportunities related to urban forestry and provide technical assistance and capacity building resources to promote urban and community forestry.

SHB 1355 CONCERNING NOXIOUS WEEDS

Prime Sponsor: Representative Dent

C 217 L 21 Effective date 7/25/2021.

- Makes changes to the Washington State Noxious Weed Control Board and county noxious weed control board provisions.
- Provides that activities and programs that limit economic loss and adverse effects due to the presence and spread of noxious weeds on areas of the state, including lands owned or held by the state, are to be used as the basis upon which special assessments are imposed, to fund county boards or to fund weed districts.
- Requires the county legislative authority in counties with a noxious weed assessment to determine the amount of assessment to which state-managed land, state-owned land, or a state right-of-way would be liable if the land were in private ownership and requires payment from state agencies for those assessments.
- Requires forestland owners to control and prevent the spread of Class C noxious weeds within 1000 feet of adjacent land uses, within 25 feet of all privately owned roads, and within 200 feet of navigable rivers, gravel pits, log yards, and staging areas.
- Adds county noxious weed control boards and weed districts to the class of assessing districts may levy assessments and charges on state lands.

E2SHB 1382 STREAMLINING THE ENVIRONMENTAL PERMITTING PROCESS FOR SALMON RECOVERY PROJECTS

Prime Sponsor: Representative Tharinger

C 75 L 21 Effective date 7/25/2021.

- Creates the Habitat Recovery Pilot Program for habitat restoration projects that meet certain criteria and creates a framework for a streamlined permitting process, including using a multiagency permitting team when necessary, for pilot projects.
- Requires that restoration projects directly benefit freshwater, estuarine, or marine fish, or the habitat they rely on, to qualify to be included in the pilot program.
- Establishes that approved projects are not required to prepare an environmental impact statement under the State Environmental Policy Act, or obtain local or state permits or approvals other than the permit issued under the pilot program, except for permits necessary for participation in a federal program.

HB 1437 CONCERNING A VESSEL CREWMEMBER LICENSE

Prime Sponsor: Representative MacEwen

C 46 L 21 Effective date 7/25/2021.

- Authorizes the Fish and Wildlife Commission to adopt fishery-specific rules pertaining to commercial fishing crewmember licenses.
- Requires crewmember license holders to carry identification.
- Provides that crewmembers licenses held by a commercial fishing license holder may not be used by an individual who is prohibited from obtaining a crewmember license.

HB 1491 **CONCERNING THE RIGHTS-OF-WAY FOR THE TRANSPORT OF TIMBER,
MINERALS, STONE, SAND, GRAVEL, OR OTHER VALUABLE MATERIALS**

Prime Sponsor: Representative Orcutt

C 49 L 21 Effective date 7/25/2021.

- Provides that the Department of Natural Resources is not required to issue a right-of-way certificate for right-of-way applications over lands in which the federal government claims the exclusive right to grant an easement or right-of-way.

BEHAVIORAL HEALTH SUBCOMMITTEE TO HEALTH & LONG TERM CARE COMMITTEE

E2SSB 5071 CREATING TRANSITION TEAMS TO ASSIST SPECIFIED PERSONS UNDER CIVIL COMMITMENT

Prime Sponsor: Senator Dhingra

C 263 L 21 Effective date 7/25/2021.*

- Requires the appointment of a transition team to facilitate the success of certain civil commitment patients upon release to the community following the dismissal of criminal charges.
- Extends certain minimum requirements for less restrictive alternative treatment to persons committed pursuant to criminal insanity laws which are established in law for other committed persons.
- Requires behavioral health administrative services organizations to collect information related to less restrictive alternative treatment and provide notifications.

SSB 5073 CONCERNING INVOLUNTARY COMMITMENT

Prime Sponsor: Senator Dhingra

C 264 L 21 Effective date 7/25/2021.*

- Expands the authority of a designated crisis responder (DCR) to conduct a civil commitment investigation by video to include investigations involving an adolescent.
- Modifies minimum requirements for less restrictive alternative treatment to allow use of substance use evaluations and require consultation relating to a mental health advance directive.
- Requires DCRs to attempt to ascertain whether a person being investigated for civil commitment has executed a mental health advance directive.
- Authorizes courts to provide periodic monitoring of patients for those ordered to receive involuntary outpatient treatment and to modify the terms of their commitment orders.

SSB 5157 PROVIDING INCENTIVES TO REDUCE INVOLVEMENT BY PERSONS WITH BEHAVIORAL DISORDERS IN THE CRIMINAL JUSTICE SYSTEM

Prime Sponsor: Senator Wagoner

C 267 L 21 Effective date 7/25/2021.

- Requires the Performance Measures Coordinating Committee to establish performance measures for Medicaid plans which track rates of criminal justice system involvement for clients with an identified behavioral health need and establish improvement targets related to those outcomes by July 1, 2022.
- Requires the Health Care Authority to provide a report with options and recommendations for adding value-based purchasing terms and a performance improvement project to state Medicaid contracts relating to criminal justice outcome measures by October 1, 2022.

2SSB 5195 CONCERNING OPIOID OVERDOSE REVERSAL MEDICATION

Prime Sponsor: Senator Liias

C 273 L 21 Effective date 7/25/2021.*

- Requires hospital emergency departments and certain community behavioral health agencies to assist a patient with symptoms of an opioid overdose, opioid use disorder, or another adverse event related to opioid use to obtain opioid overdose reversal medication.
- Requires Medicaid managed care organizations and the Health Care Authority (HCA) to reimburse hospitals for providing opioid overdose reversal medication.
- Requires HCA to establish a bulk purchasing and distribution program for opioid overdose reversal medication as soon as reasonably practicable.
- Requires HCA and others to assist hospitals and community behavioral health agencies in complying with this act.

SSB 5236 EXTENDING CERTIFICATE OF NEED EXEMPTIONS

Prime Sponsor: Senator Warnick

C 277 L 21 Effective date 7/1/2021.

- Extends the expiration date of certain certificate of need exemptions which allow expansion or construction of psychiatric beds that serve involuntary patients by two years until June 30, 2023.

ESSB 5370 UPDATING MENTAL HEALTH ADVANCE DIRECTIVE LAWS

Prime Sponsor: Senator Keiser

C 287 L 21 Effective date 7/25/2021.*

- Simplifies the form used to create a mental health advanced directive.
- Allows a mental health advanced directive to be acknowledged by a notary public instead of two witnesses.
- Changes terminology to refer to behavioral health disorders instead of mental health disorders.
- Creates a role for substance use disorder professionals in evaluating capacity for the purpose of a mental health advanced directive.

HB 1063 ALLOWING ADDITIONAL RENEWALS FOR BEHAVIORAL HEALTH PROFESSIONAL TRAINEE AND ASSOCIATE CREDENTIALS

Prime Sponsor: Representative Harris

C 57 L 21 Effective date 4/16/2021.

- Allows the Department of Health to renew associate licenses or trainee certifications for certain behavioral health professionals additional times, due to barriers to testing or training resulting from a Governor-declared emergency.

**E2SHB 1086 CREATING THE STATE OFFICE OF BEHAVIORAL HEALTH CONSUMER
ADVOCACY**

Prime Sponsor: Representative Simmons

C 202 L 21 Effective date 7/25/2021.*

- Requires the Department of Commerce to establish a State Office of Behavioral Health Consumer Advocacy and contract with a nonprofit organization to provide behavioral health consumer advocacy services.
- Requires the contractor to certify regional behavioral health consumer advocates to respond to complaints from individuals who are clients, patients, or residents of behavioral health providers or facilities.
- Provides for protections of confidentiality and against retaliation, discipline, or discrimination for communicating with a behavioral health consumer advocate.

**SHB 1276 PROVIDING FOR CERTAIN EMERGENCY MEDICAL SERVICES
PERSONNEL TO WORK IN DIVERSION CENTERS**

Prime Sponsor: Representative Bronoske

C 69 L 21 Effective date 7/25/2021.

- Expands the scope of practice of an emergency medical technician by allowing the emergency medical technician to provide a medical evaluation or initial treatment to a sick or injured person in the context of employment with a law enforcement agency, disaster management organization, search and rescue operation, diversion center, or a business with an industrial safety team.
- Allows the emergency medical technician to provide unlicensed ambulance services or aid services within the scope of their employment at the organization.

**EHB 1311 AUTHORIZING THE ISSUANCE OF SUBSTANCE USE DISORDER
PROFESSIONAL CERTIFICATIONS TO PERSONS PARTICIPATING IN
APPRENTICESHIP PROGRAMS**

Prime Sponsor: Representative Bronoske

C 165 L 21 Effective date 7/25/2021.

- Allows the Department of Health (DOH) to issue a substance use disorder professional trainee credential to a person participating in an approved apprenticeship program.
- Requires DOH to establish educational requirements for substance use disorder professional trainee apprenticeships.

SHB 1314 CONCERNING VETERAN DIVERSION FROM INVOLUNTARY COMMITMENT

Prime Sponsor: Representative Young

C 125 L 21 Effective date 7/25/2021.*

- Requires an emergency department or other facility holding a person for an investigation for the purpose of involuntary commitment for behavioral health treatment to inquire about the person's veteran status and amenability to treatment by the Veteran's Health Administration (VHA).
- Requires the facility and designated crisis responder to collaborate with the VHA to transfer the person to an appropriate VHA treatment facility.

2SHB 1325 IMPLEMENTING POLICIES RELATED TO CHILDREN AND YOUTH BEHAVIORAL HEALTH

Prime Sponsor: Representative Callan

C 126 L 21 Effective date 7/25/2021.

- Converts the pilot programs for the Partnership Access Line for Moms and Mental Health Referral Service for Children and Teens into permanent programs.
- Expands Medicaid benefits to enhance the number of mental health assessment visits available for infants from birth to six months, and modify criteria for mental health assessment and diagnosis for children aged birth through five.

E2SHB 1477 IMPLEMENTING THE NATIONAL 988 SYSTEM TO ENHANCE AND EXPAND BEHAVIORAL HEALTH CRISIS RESPONSE AND SUICIDE PREVENTION SERVICES

Prime Sponsor: Representative Orwall

C 302 L 21 Effective date 7/25/2021.*

- Requires the Department of Health and Health Care Authority to collaborate to establish state crisis call center hubs, and an enhanced crisis response system with advanced technology that enables cross-system collaboration, to prepare for implementation of the 988 crisis hotline.
- Establishes a Crisis Response Improvement Strategy Committee to plan for implementation of the 988 crisis hotline and crisis response system enhancements.
- Imposes a tax on radio access lines, voice-over Internet protocol service lines, and switched access lines to fund activities related to an enhanced crisis response.

BUSINESS, FINANCIAL SERVICES & TRADE COMMITTEE

SB 5048 CONCERNING REINSURANCE AGREEMENTS

Prime Sponsor: Senator Mullet

C 138 L 21 Effective date 7/25/2021.

- Establishes certain requirements for qualifying reinsurers located and licensed in reciprocal jurisdictions.

SB 5077 PROVIDING AUTHORITY TO LICENSED COMPANIES TO ALLOW LICENSED MORTGAGE LOAN ORIGINATORS TO WORK FROM THEIR RESIDENCES WITHOUT THE COMPANY LICENSING THE RESIDENCE AS A BRANCH OFFICE OF THE COMPANY

Prime Sponsor: Senator Dozier

C 15 L 21 Effective date 7/25/2021.

- Provides mortgage loan originators the flexibility to work from their residence under certain circumstances.

SB 5106 CONCERNING MUNICIPAL ACCESS TO LOCAL FINANCIAL SERVICES

Prime Sponsor: Senator Liias

C 91 L 21 Effective date 7/25/2021.

- Removes the requirement that limits credit unions from accepting public deposits greater than the maximum insured amount from a county with a population greater than 300,000, or from public funds depositors located in a county with a population greater than 300,000 persons.

2SSB 5315 CONCERNING CAPTIVE INSURANCE

Prime Sponsor: Senator Mullet

C 281 L 21 Effective date 5/12/2021.

- Creates a framework for registering eligible captive insurers and imposing a premium tax on the risk covered by premiums allocable to Washington State.

SSB 5378 CONCERNING REAL ESTATE BROKERS AND MANAGING BROKERS LICENSE RENEWAL REQUIREMENTS

Prime Sponsor: Senator Das

C 288 L 21 Effective date 6/1/2022.

- Specifies course instruction in fair housing and consumer protection issues within existing continuing education requirements related to obtaining and maintaining real estate brokers licenses.
- Directs the Department of Licensing to provide more specific training concepts within fair housing education after receiving input from select stakeholder groups.

SHB 1037 CONCERNING INSURANCE ADJUSTERS

Prime Sponsor: Representative Kirby

C 22 L 21 Effective date 7/25/2021.

- Modifies the definition of adjuster for property and casualty insurance.
- Allows the Office of the Insurance Commissioner (OIC) to establish minimum continuing education requirements for adjusters.
- Allows nonresident, independent insurance adjusters to register as emergency adjusters with the OIC during a state of emergency.

EHB 1049 CONCERNING THE OFF-SITE DELIVERY OF A VEHICLE BY A VEHICLE DEALER LICENSED UNDER CHAPTER 46.70 RCW

Prime Sponsor: Representative Kirby

C 201 L 21 Effective date 7/25/2021.

- Permits motor vehicle dealers to deliver vehicles for inspection, test drive, lease, or purchase; to have customers sign agreements over the Internet; and to provide an electronic statement of consumer rights under the Motor Vehicle Warranty Act.
- Removes the right to cancel off-site retail installment transactions for motor vehicles.
- Modifies required disclosures in retail installment contracts.

SHB 1064 REQUIRING THE DISCLOSURE OF HIGH-SPEED INTERNET ACCESS AVAILABILITY IN THE SELLER'S DISCLOSURE STATEMENT

Prime Sponsor: Representative Eslick

C 25 L 21 Effective date 7/25/2021.

- Adds questions about the availability of Internet service to the seller disclosure statement for residential property.

HB 1104 EXTENDING THE OPERATION OF THE MORTGAGE LENDING FRAUD PROSECUTION ACCOUNT UNTIL JUNE 30, 2027

Prime Sponsor: Representative Ryu

C 31 L 21 Effective date 4/14/2021.

- Extends the operation of the Mortgage Lending Fraud Prosecution Account until June 30, 2027.
- Extends the surcharge for prosecution of mortgage lending fraud until June 30, 2027.

**ESHB 1108 MAINTAINING FUNDING AND ASSISTANCE FOR HOMEOWNERS
NAVIGATING THE FORECLOSURE PROCESS**

Prime Sponsor: Representative Orwall

C 151 L 21 Effective date 7/25/2021.*

- Shifts the remittance requirement and remittance payment amount to be based on notices of default rather than notices of trustee sales.
- Modifies remittance payment from \$325 for a notice of trustee sale to \$250 for a notice of default (NOD).
- Expands applicability of the Foreclosure Fairness Act (FFA) to non-owner occupied residential real property up to four units.
- Directs beneficiaries to report quarterly to the Department of Commerce on NODs issued with exceptions.
- Modifies the mediation exemption under the FFA for the 2021 and 2022 calendar years to provide that whether a beneficiary must participate in mediation is determined by the number of the beneficiary's trustee sales that occurred in 2019.
- Modifies the remittance requirement under the FFA for the 2021 and 2022 calendar years to provide that whether a beneficiary must remit a fee is determined by the number of notices of trustee's sale that were recorded on its behalf in 2019.

**SHB 1170 CONCERNING BUILDING ECONOMIC STRENGTH THROUGH
MANUFACTURING**

Prime Sponsor: Representative Boehnke

C 64 L 21 Effective date 7/25/2021.

- Sets a state goal to double the state's manufacturing employment base, the number of small manufacturing businesses, and the number of women and minority-owned manufacturing businesses in ten years.
- Requires the Department of Commerce (Commerce) to prepare a biennial report to the Legislature on the state of the manufacturing and research and development industry and workforce in Washington.
- Requires Commerce to convene a manufacturing council to advise and consult on the development of the report and recommendations.
- Requires Commerce to grant funding for initiatives that accelerate the development of regional clusters in manufacturing and research and development.
- Requires Commerce to appoint a workforce innovation lead to coordinate needs identified by the manufacturing, clean technology, and aerospace sectors.

ESHB 1189 CONCERNING TAX INCREMENT FINANCING

Prime Sponsor: Representative Duerr

(SB 5211 Senator Frockt)

C 207 L 21 Effective date 7/25/2021.

- Authorizes local governments to designate tax increment financing areas and to use increased local property tax collections to fund public improvements.

SHB 1259 EXPANDING PUBLIC CONTRACTING OPPORTUNITIES FOR WOMEN AND MINORITY BUSINESS ENTERPRISES BY INCREASING THE REGULATORY OVERSIGHT AND ACCOUNTABILITY OF THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

Prime Sponsor: Representative Santos

C 160 L 21 Effective date 7/25/2021.

- Establishes an Audit and Review Unit within the Office of Minority and Women's Business Enterprises (OMWBE) to detect and investigate fraud and violations pertaining to the certification of, and contracting with, minority- and women-owned businesses.
- Repeals the Office of the Attorney General's authority to investigate and enforce prohibited and unlawful acts pertaining to the certification of, and contracting with, minority- and women-owned businesses.
- Modifies the penalties for noncompliance of provisions related to the certification of, and contracting with, minority- and women-owned businesses.
- Requires OMWBE to annually identify state agencies and educational institutions with low levels of participation by minority- and women-owned businesses in the execution of public contracts.

SHB 1279 MODIFYING THE WASHINGTON MAIN STREET PROGRAM TAX INCENTIVE TO RESPOND TO THE ECONOMIC IMPACTS OF THE COVID-19 PANDEMIC

Prime Sponsor: Representative Rule

C 112 L 21 Effective date 7/25/2021.*

- Expands the total business and occupation (B&O) tax or public utility tax (PUT) credit allowed under the Main Street Tax Incentive Program to 75 percent, for contributions made to a designated local program, or the state Main Street Trust Fund, beginning in calendar year 2021.
- Expands the total tax credits allowed statewide to \$5 million and for each designated local program to \$160,000 for the Main Street Tax Incentive Program.
- Specifies that the Department of Revenue must allocate tax credits under the Main Street Tax Incentive Program between 8:00 a.m. on the second Monday in January and 8:00 a.m. on April 1st of the same year.
- Allows any tax credits earned under the Main Street Tax Incentive Program as a result of contributions made in calendar year 2020, to be carried over until December 31, 2023.
- Removes any program, taxpayer, or statewide limits on the amount of tax credits provided under the Main Street Tax Incentive Program for credits earned as a result of contributions made in calendar year 2020.
- Extends the expiration of the Main Street Tax Incentive Program until January 1, 2032.

E2SHB 1335 CONCERNING REVIEW AND PROPERTY OWNER NOTIFICATION OF RECORDED DOCUMENTS WITH UNLAWFUL RACIAL RESTRICTIONS

Prime Sponsor: Representative Valdez

C 256 L 21 Effective date 7/25/2021.

- Requires the University of Washington and Eastern Washington University to review existing deeds and covenants for unlawful racial or other discriminatory restrictions and provide notice of such restrictions to property owners and county auditors.
- Adds to the seller disclosure statement a notice to the buyer of real property that covenant or deed restrictions based on race or other protected classes are unlawful and provides the methods by which such restrictions can be struck.
- Provides a process for striking and removing unlawful provisions from the record and chain of title after a property owner files an action in superior court.

HB 1399 REDUCING BARRIERS TO PROFESSIONAL LICENSURE FOR INDIVIDUALS WITH PREVIOUS CRIMINAL CONVICTIONS

Prime Sponsor: Representative Vick

C 194 L 21 Effective date 1/1/2022.

- Creates a process for a person with a criminal conviction to request a determination of whether that criminal history is disqualifying for obtaining a professional license administered by the Department of Licensing.

SHB 1424 CONCERNING CONSUMER PROTECTION WITH RESPECT TO THE SALE OF DOGS AND CATS

Prime Sponsor: Representative Walen

C 76 L 21 Effective date 7/25/2021.

- Prohibits a retail pet store from selling a cat.
- Prohibits a retail pet store from selling or offering to sell a dog unless the pet store sold or offered for sale any dog prior to the effective date of the act.

ESHB 1521 SUPPORTING WAREHOUSING AND MANUFACTURING JOB CENTERS

Prime Sponsor: Representative Entenman

(SB 5446 Senator Das)

C 83 L 21 Effective date 7/1/2021.

- Creates the Manufacturing and Warehousing Job Centers Account.
- Provides for mitigation payments for the support of manufacturing and job centers in manufacturing and warehousing qualified local taxing districts negatively impacted by the Streamlined Sales and Use Tax Agreement.

EARLY LEARNING & K-12 EDUCATION COMMITTEE

SSB 5030 DEVELOPING COMPREHENSIVE SCHOOL COUNSELING PROGRAMS

Prime Sponsor: Senator Mullet

C 174 L 21 Effective date 7/25/2021.

- Requires school districts to develop and implement a written plan for a comprehensive school counseling program by the beginning of the 2022-23 school year.
- Requires school counselors or other educational staff associations to implement the plan and allocate at least 80 percent of their work time providing direct and indirect services to students.
- Requires the Office of the Superintendent of Public Instruction to develop and distribute guidance to school districts regarding the new requirements by December 1, 2021.

ESSB 5044 CONCERNING PROFESSIONAL LEARNING, EQUITY, CULTURAL COMPETENCY, AND DISMANTLING INSTITUTIONAL RACISM IN THE PUBLIC SCHOOL SYSTEM

Prime Sponsor: Senator Das

C 197 L 21 Effective date 7/25/2021.

- Directs the Washington State School Directors' Association and the Professional Educator Standards Board to develop and review standards on cultural competency, diversity, equity, and inclusion (CCDEI).
- Requires each member of a school district and charter school board to complete a CCDEI governance training program at least once per term of elected office.
- Requires school districts and charter schools to use one of the state-funded professional learning days every other year to provide a variety of opportunities aligned with the CCDEI standards.
- Requires alignment of paraeducator and educator preparation and development programs to the CCDEI standards.

E2SSB 5128 CONCERNING STUDENT TRANSPORTATION FUNDING DURING A LOCAL, STATE, OR NATIONAL EMERGENCY

Prime Sponsor: Senator Wellman

C 234 L 21 Effective date 5/10/2021.

- Allows schools districts, charter schools, and state-tribal compact schools that provide remote instruction during an emergency to use student transportation allocations to fund certain expanded transportation services for students.

SSB 5151 CONCERNING FOSTER CARE AND CHILD CARE LICENSING BY THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Prime Sponsor: Senator Wilson, C.

C 304 L 21 Partial Veto Effective date 7/25/2021.*

- Makes an outdoor nature-based child care pilot program permanent and adds references to this program in existing law.
- Amends provisions related to child care licensing including the definition of seasonal camps, programs in private schools, background check submissions, and an internal review process.
- Makes changes to foster care licensing including creating a child-specific license and amending the definition of a qualified residential treatment program.
- Prohibits the secretary of the Department of Children, Youth, and Families from charging fees to the licensee for obtaining a child care license until June 30, 2023.

Partial Veto Summary:

- Removed the null and void clause.

SB 5184 ESTABLISHING A BUILDING POINT OF CONTACT IN ALL K-12 PUBLIC SCHOOLS FOR STUDENTS IN FOSTER CARE

Prime Sponsor: Senator Nobles

C 95 L 21 Effective date 7/25/2021.

- Requires each K-12 public school to establish a contact in each elementary, middle, and high school building to coordinate services and resources for students in foster care.
- Directs existing school district foster care liaisons to train the contact.
- Tasks the Office of the Superintendent of Public Instruction with providing best practices for choosing and training contacts.

E2SSB 5237 EXPANDING ACCESSIBLE, AFFORDABLE CHILD CARE AND EARLY CHILDHOOD DEVELOPMENT PROGRAMS

Prime Sponsor: Senator Wilson, C.

(HB 1213 Representative Senn)

C 199 L 21 Effective date 7/25/2021.*

- Establishes a new account for child care and early learning purposes and includes a non-exhaustive list of spending goals and strategies and allows the Education Legacy Trust Account to be used for early learning and child care programs.
- Expands eligibility and decreases co-payments in the Working Connections Child Care Program and expands eligibility in the Early Childhood Education and Assistance Program.
- Provides increased rates, training, grants, supports, and services for child care and early learning providers.
- Increases prenatal-to-three supports for providers and families.

SSB 5249 SUPPORTING MASTERY-BASED LEARNING

Prime Sponsor: Senator Wellman

C 144 L 21 Effective date 7/25/2021.*

- Requires the Mastery-Based Learning Work Group to develop a Washington State profile of a high school graduate, in consultation with the Educational Opportunity Gap Oversight and Accountability Committee and other entities.
- Places additional representatives from various education entities on the work group.
- Directs the State Board of Education (SBE) to develop recommendations relating to the profile of a graduate.
- Requires the SBE to perform a survey on graduation pathways that includes high school students and recent graduates.

**SB 5299 ALLOWING THE USE OF COMPUTER SCIENCE CREDITS FOR THE
PURPOSE OF GRADUATION REQUIREMENTS**

Prime Sponsor: Senator Wellman

C 307 L 21 Effective date 7/25/2021.

- Allows a student, upon approval, to substitute an approved computer science course for a third-year math or science credit for graduation purposes.
- Requires that a substituted computer science course align with the student's High School and Beyond Plan.

**2SHB 1028 CONCERNING EVALUATION AND RECOMMENDATION OF
CANDIDATES FOR RESIDENCY TEACHER CERTIFICATION**

Prime Sponsor: Representative Bergquist

C 198 L 21 Effective date 5/5/2021.

- Repeals requirements related to the evidence-based assessment of teaching effectiveness.
- Requires Professional Educator Standards Board (PESB) approved teacher preparation programs to recommend for residency teacher certification each person who, during the 2019-20, 2020-21, or 2021-22 academic years, met all program requirements except for the completion of the evidence-based assessment of teaching effectiveness.
- Prohibits PESB from adopting rules requiring candidates for residency teacher certification take or pass a uniform, statewide performance assessment of teaching effectiveness.
- Requires PESB to adopt the most recent teaching standards published by specified organizations.
- Directs each approved teacher preparation program to publish and provide a list of program completion requirements to candidates prior to admission.

SHB 1085 PROMOTING A SAFE LEARNING ENVIRONMENT FOR STUDENTS WITH SEIZURE DISORDERS

Prime Sponsor: Representative Kloba

C 29 L 21 Effective date 7/25/2021.

- Requires school districts to provide individual health plans (IHPs) for students with epilepsy or other seizure disorders and establishes related requirements.
- Directs the Washington State School Directors' Association to adopt a model policy and procedure that school districts may use to implement IHP requirements.
- Provides criminal and civil immunity provisions for persons who, in good faith, provide assistance or services to students with epilepsy or other seizure disorders.

ESHB 1113 CONCERNING SCHOOL ATTENDANCE

Prime Sponsor: Representative Ortiz-Self

(SB 5153 Senator Wilson, C.)

C 119 L 21 Effective date 7/25/2021.*

- Requires school districts to file a truancy petition after a student's seventh unexcused absence within a month and not later than a student's 15th unexcused absence in the school year.
- Directs the Office of the Superintendent of Public Instruction to develop, in consultation with the Educational Opportunity Gap Oversight and Accountability Committee, best practice guidance to eliminate or reduce student absences.
- Changes the term "community truancy board" to "community engagement board."

EHB 1121 CONCERNING THE EMERGENCY WAIVER OF GRADUATION REQUIREMENTS

Prime Sponsor: Representative Santos

C 7 L 21 Effective date 3/2/2021.

- Allows the State Board of Education (SBE) to authorize public and private schools to grant individual student waivers from graduation requirements due to a local, state, or national emergency.
- Requires school districts to maintain records and report on waiver usage.
- Directs the SBE to provide waiver data on the graduating classes of 2020 and 2021 to the Legislature.

EHB 1131 CONCERNING THE EMERGENCY WAIVER OF INSTRUCTIONAL HOURS AND DAYS AT PRIVATE SCHOOLS

Prime Sponsor: Representative Rude

C 8 L 21 Effective date 3/2/2021.

- Grants the State Board of Education the authority to establish terms and conditions for allowing private schools to maintain approval status when unable to fulfill certain requirements due to an emergency.

E2SHB 1139 TAKING ACTION TO ADDRESS LEAD IN DRINKING WATER

Prime Sponsor: Representative Pollet

C 154 L 21 Effective date 7/25/2021.

- Identifies the Department of Health (DOH) to be the principal agency regarding lead in school drinking water sampling, testing, notification, remediation, public education, and other actions.
- Requires school districts, charter schools, the State School for the Blind, and the State School for the Deaf to cooperate with DOH to conduct or contract for sampling and testing for lead contamination at drinking water outlets in schools with buildings built, or with all plumbing replaced, before 2016.
- Directs these schools to communicate certain information, take certain mitigation actions, and adopt an action plan when a test result reveals an elevated lead level.
- Defines elevated lead level as lead concentration that exceeds five parts per billion, unless a lower concentration is specified in rule.

ESHB 1176 CONCERNING ACCESS TO HIGHER EDUCATION

Prime Sponsor: Representative Paul

C 120 L 21 Effective date 7/25/2021.

- Removes a school district's ability to withhold the grades and transcript of a student who is responsible for damaging certain property until payment is made for the damages.
- Directs each school district to publish information on the number of students subject to withholding of diplomas during the previous three school years, and how many of these students were eligible for free or reduced-price meals in their last two years of enrollment in the district.
- Removes the authority of public and private schools to withhold a transferring student's official transcript due to unpaid fines for damaging property or unpaid tuition, fees, or fines at an approved private school.

SHB 1208 MODIFYING THE LEARNING ASSISTANCE PROGRAM

Prime Sponsor: Representative Santos

C 111 L 21 Effective date 4/21/2021.*

- Requires that school districts temporarily budget and expend Learning Assistance Program (LAP) funds to identify and address the academic and nonacademic needs of students resulting from and exacerbated by the COVID-19 pandemic.
- Requires that school districts budget and expend LAP funds using the framework of the Washington Integrated Student Supports Protocol after the end of the COVID-19 emergency, or beginning September 1, 2025, whichever is later.
- Makes changes to requirements and restrictions on the use of LAP funds.
- Expands the Extended Learning Opportunity Program to ninth- and tenth-grade students.

ESHB 1214 PROVIDING K-12 PUBLIC SCHOOL SAFETY AND SECURITY SERVICES BY CLASSIFIED STAFF OR CONTRACTORS

Prime Sponsor: Representative Senn

C 38 L 21 Effective date 7/25/2021.

- Creates a new safety and security category of classified staff for public schools.
- Requires safety and security staff to meet certain training requirements.
- Directs school districts and charter schools to adopt a policy and procedure with certain elements; adopt an agreement with the law enforcement agency or security guard company supplying the staff; and collect and submit certain information on safety and security staff to the Office of the Superintendent of Public Instruction.

ESHB 1273 CONCERNING MENSTRUAL PRODUCTS IN SCHOOLS

Prime Sponsor: Representative Berg

(SB 5070 Senator Rivers)

C 163 L 21 Effective date 7/25/2021.

- Requires school districts, charter schools, state-tribal compact schools, private schools, and institutions of higher education to make menstrual hygiene products available at no cost by the beginning of the 2022-23 school year.
- Specifies that these entities must bear the cost of supplying these products.

E2SHB 1295 PROVIDING PUBLIC EDUCATION TO YOUTH IN OR RELEASED FROM INSTITUTIONAL EDUCATION FACILITIES

Prime Sponsor: Representative Callan

C 164 L 21 Effective date 7/25/2021.

- Establishes new and modified duties for the Office of the Superintendent of Public Instruction (OSPI), the Department of Children, Youth, and Families (DCYF), and the State Board of Education related to the provision of public education to youth in or released from secure facilities, including duties related to education access and delivery, student supports, data collection and reporting, and facility policies.
- Directs OSPI and DCYF to jointly develop recommendations by November 1, 2022, for establishing, implementing, and funding a reformed institutional education system.
- Allows enrollments for students in certain institutional education facilities to be funded above one full-time equivalent if such enrollments allow for participation in dropout reengagement programs.

SHB 1302 CONCERNING COLLEGE IN THE HIGH SCHOOL PROGRAMS

Prime Sponsor: Representative Berg

C 71 L 21 Effective date 7/25/2021.

- Allows ninth-grade students to participate in College in the High School (CHS) programs.
- Requires specified fee and credit information about CHS program courses to be included in the high school catalogue or equivalent.
- Sets the maximum per college credit tuition fee for a CHS program course at \$65, annually adjusted for inflation.

EHB 1342 ELIMINATING LUNCH COPAYS FOR STUDENTS WHO QUALIFY FOR REDUCED-PRICE LUNCHES

Prime Sponsor: Representative Berg

C 74 L 21 Effective date 7/25/2021.

- Eliminates lunch co-pays for students in pre-kindergarten through twelfth-grade who qualify for reduced-price lunches.
- Requires the Superintendent of Public Instruction to allocate funding for this purpose.

SHB 1356 PROHIBITING THE INAPPROPRIATE USE OF NATIVE AMERICAN NAMES, SYMBOLS, OR IMAGES AS PUBLIC SCHOOL MASCOTS, LOGOS, OR TEAM NAMES

Prime Sponsor: Representative Lekanoff

C 128 L 21 Effective date 7/25/2021.

- Prohibits public schools from using Native American names, symbols, or images as school mascots, logos, or team names.
- Establishes exceptions if certain requirements are met, including tribal consultation and authorization.
- Allows for phasing out uniforms or other materials if specified requirements are met.
- Creates a grant program, administered by the Office of the Superintendent of Public Instruction, to provide grants to school districts to support schools that incur costs as a result of compliance with this act.

SHB 1363 ADDRESSING SECONDARY TRAUMA IN THE K-12 WORKFORCE

Prime Sponsor: Representative Ortiz-Self

C 129 L 21 Effective date 7/25/2021.

- Requires the Office of the Superintendent of Public Instruction to publish on its website links to resources, self-assessments, and best practices to prevent and address secondary traumatic stress in the K-12 workforce.
- Directs the Washington State School Directors' Association to develop and periodically update a model policy and procedure to prevent and address secondary traumatic stress.
- Requires school districts to adopt a policy and procedure that incorporates the model by the beginning of the 2021-22 school year and periodically review.

E2SHB 1365 PROCURING AND SUPPORTING APPROPRIATE COMPUTERS AND DEVICES FOR PUBLIC SCHOOL STUDENTS AND INSTRUCTIONAL STAFF

*Prime Sponsor: Representative Gregerson
C 301 L 21 Effective date 7/25/2021.*

- Requires each educational service district to provide technology consultation, procurement, and training to local public schools, in consultation with teacher-librarians.
- Directs the Office of the Superintendent of Public Instruction (OSPI) to develop and administer a technology grant program to attain a universal 1:1 student-to-learning-device ratio, expand technical support and training of school staff, and develop capacity to assist students and their families with accessing and using technology to support student learning.
- Requires OSPI to collect data related to technology initiatives and to report data and recommendations to the appropriate policy and fiscal committees of the Legislature.
- Directs OSPI to survey districts, collect data, and report to the Legislature on the use of funds generated by technology levies.
- Requires OSPI to establish a grant program for supporting media literacy and digital citizenship and mandates that at least one grant awarded each cycle be for developing and using a synthetic media curriculum.
- Requires OSPI to convene two regional conferences on media literacy and digital citizenship.

SHB 1373 PROMOTING STUDENT ACCESS TO INFORMATION ABOUT BEHAVIORAL HEALTH RESOURCES

*Prime Sponsor: Representative Callan
C 167 L 21 Effective date 7/25/2021.*

- Requires public schools to publish on their websites the contact information for organizations specializing in suicide prevention or crisis intervention; depression, anxiety, or counseling; eating disorders; substance abuse; and a mental health referral service for children and teens.
- Directs public schools to post this behavioral health information on school district social media websites at least quarterly.

ESHB 1426 SPECIFYING MINIMUM CONTINUING EDUCATION REQUIREMENTS FOR ADMINISTRATOR AND TEACHER CERTIFICATE RENEWALS THAT FOCUS ON EQUITY-BASED SCHOOL AND CLASSROOM PRACTICES

*Prime Sponsor: Representative Santos
C 77 L 21 Effective date 7/25/2021.*

- Establishes content requirements for continuing education required for teacher and administrator certificate renewal, including equity-based school practices.
- Specifies authorized providers for continuing education.

**SHB 1484 CONCERNING THE STATEWIDE FIRST RESPONDER BUILDING
MAPPING INFORMATION SYSTEM**

Prime Sponsor: Representative Dolan

C 223 L 21 Effective date 7/1/2021.

- Repeals provisions relating to the operation and use of the first responder building mapping information system for schools and other public buildings.
- Removes references to the mapping system from safe school plan requirements.
- Directs the transfer of the mapping system information to the Office of the Superintendent of Public Instruction, the Governor, and other public entities upon request.

ENVIRONMENT, ENERGY & TECHNOLOGY COMMITTEE

2SSB 5000 CONCERNING HYDROGEN FUEL CELL ELECTRIC VEHICLES

Prime Sponsor: Senator Hawkins

C 171 L 21 Effective date 7/25/2021.*

- Establishes an eight-year pilot tax incentive program that provides a partial temporary sales and use tax exemption for sales of new and used fuel cell electric vehicles.

SB 5008 EXTENDING THE BUSINESS AND OCCUPATION TAX EXEMPTION FOR AMOUNTS RECEIVED AS CREDITS AGAINST CONTRACTS WITH OR FUNDS PROVIDED BY THE BONNEVILLE POWER ADMINISTRATION AND USED FOR LOW-INCOME RATEPAYER ASSISTANCE AND WEATHERIZATION

Prime Sponsor: Senator Robinson

C 266 L 21 Effective date 7/25/2021.

- Reinstates the business and occupation tax exemption for energy conservation and demand-side management credits and funding from the Bonneville Power Administration, if the tax savings are used for low-income ratepayer assistance and weatherization.
- Expires the new exemption on January 1, 2031.

E2SSB 5022 MANAGING SOLID WASTE THROUGH PROHIBITIONS ON EXPANDED POLYSTYRENE, PROVIDING FOR FOOD SERVICEWARE UPON CUSTOMER REQUEST, AND ADDRESSING PLASTIC PACKAGING

Prime Sponsor: Senator Das

(HB 1118 Representative Berry)

C 313 L 21 Effective date 7/25/2021.

- Establishes minimum recycled content requirements for plastic beverage containers, plastic household cleaning and personal care product containers, and plastic trash bags.
- Prohibits the sale and distribution of certain expanded polystyrene products.
- Establishes customer affirmation requirements for single-use food service products provided by food service businesses.

SB 5040 ENHANCING LITTER CONTROL ALONG STATE HIGHWAYS

Prime Sponsor: Senator Fortunato

C 231 L 21 Effective date 7/25/2021.

- Requires the Department of Ecology to contract with the Department of Transportation to schedule litter prevention messaging and coordination of litter emphasis patrols with the Washington State Patrol.
- Allows local governments to apply for reimbursement for litter cleanup on highway ramps within their jurisdictions.

E2SSB 5126 CONCERNING THE WASHINGTON CLIMATE COMMITMENT ACT

Prime Sponsor: Senator Carlyle

C 316 L 21 Partial Veto Effective date 7/25/2021.

- Establishes a cap and invest program for greenhouse gas emissions to be implemented by the Department of Ecology.
- Directs distribution of auction revenues for specified purposes, including for transportation carbon emissions reducing purposes, natural climate resiliency, clean energy transition and assistance, energy efficiency projects, the air monitoring network, and to reduce health disparities in overburdened communities.
- Requires an environmental justice review to ensure that the cap and invest program achieves reductions in criteria pollutants in overburdened communities highly impacted by air pollution.
- Directs the Environmental Justice Council to provide recommendations on the development and implementation of the cap and invest program.
- Provides that compliance obligations for covered and opt-in entities will not take effect until a separate additive transportation revenue act is enacted.

Partial Veto Summary:

- Removed section 6, requiring state agencies to offer consultation with federally recognized tribes on all funding decisions under this act.
- Removed section 22, providing provisions related to compliance obligations for covered or opt-in entities.
- Removed internal cross-references to section 22.

**E2SSB 5141 REDUCING ENVIRONMENTAL AND HEALTH DISPARITIES AND
IMPROVING THE HEALTH OF ALL WASHINGTON STATE RESIDENTS
BY IMPLEMENTING THE RECOMMENDATIONS OF THE
ENVIRONMENTAL JUSTICE TASK FORCE**

Prime Sponsor: Senator Saldaña

C 314 L 21 Effective date 7/25/2021.

- Establishes environmental justice plan implementation, equitable community engagement and public participation, tribal consultation, assessment, and budget and funding obligation requirements for the departments of Health, Ecology, Agriculture, Natural Resources, Commerce, and Transportation, and the Puget Sound Partnership.
- Establishes the Environmental Justice Council to adopt guidelines in coordination with an interagency workgroup to be considered by agencies, evaluate the progress of agencies implementing environmental justice requirements, recommend the identification and prioritization of actions for assessments, and provide a forum for the public to testify on environmental justice concerns.

ESSB 5295 TRANSFORMING THE REGULATION OF GAS AND ELECTRICAL COMPANIES TOWARD MULTIYEAR RATE PLANS AND PERFORMANCE-BASED RATE MAKING

Prime Sponsor: Senator Carlyle

(HB 1498 Representative Dye)

C 188 L 21 Effective date 7/25/2021.

- Requires every general rate case filing of a gas or electric utility to include a proposal for a multiyear rate plan (MYRP) beginning January 1, 2022.
- Requires the Utilities and Transportation Commission to determine a set performance measures that will be used to assess a utility operating under a MYRP.
- Requires each gas or electric utility to propose a low-income assistance program comprised of a discount rate as well as grants and other low-income assistance programs.
- Requires a gas or electric utility to enter into a written agreement to provide financial assistance to organizations who represent broad customer interests in regulatory proceedings.

SB 5345 ESTABLISHING A STATEWIDE INDUSTRIAL WASTE COORDINATION PROGRAM

Prime Sponsor: Senator Brown

C 308 L 21 Effective date 7/25/2021.

- Establishes an industrial waste coordination program to provide expertise, technical assistance, and best practices to support local industrial symbiosis projects.
- Establishes a competitive industrial symbiosis grant program to provide grants for the research, development, and deployment of local waste coordination projects.

2SSB 5383 AUTHORIZING PUBLIC UTILITY DISTRICTS AND PORT DISTRICTS TO PROVIDE RETAIL TELECOMMUNICATIONS SERVICES IN UNSERVED AREAS UNDER CERTAIN CONDITIONS

Prime Sponsor: Senator Wellman

C 293 L 21 Effective date 7/25/2021.

- Authorizes a public utility district or port district to provide retail telecommunication services in an unserved area.
- Expands PUD authority regarding the provision of wholesale telecommunications services.
- Requires a PUD or port district to notify the Statewide Broadband Office within 30 days of its decision to provide retail telecommunications services in unserved areas.
- Requires the Statewide Broadband Office to submit a report by December 31, 2022, regarding the provision of retail telecommunications services to unserved areas.

**ESSB 5432 CONCERNING CYBERSECURITY AND DATA SHARING IN
WASHINGTON STATE GOVERNMENT**

Prime Sponsor: Senator Carlyle

C 291 L 21 Effective date 7/25/2021.

- Creates the Office of Cybersecurity (OCS) within the Office of the Chief Information Officer.
- Requires OCS, in collaboration with state agencies, to develop a catalog of cybersecurity services and functions for OCS to perform.
- Requires OCS, in consultation with the Office of Privacy and Data Protections and the Office of the Attorney General, to submit a report by December 1, 2021, regarding best practices for specified purposes, such as data governance and sharing data relating to cybersecurity.
- Requires OCS to contract for an independent security assessment of the statutorily required state agency required information technology security program audits and submit a report by August 31, 2022.

**E2SHB 1050 REDUCING GREENHOUSE GAS EMISSIONS FROM FLUORINATED
GASES**

Prime Sponsor: Representative Fitzgibbon

C 315 L 21 Effective date 7/25/2021.*

- Authorizes the Department of Ecology (Ecology) to establish a maximum global warming potential (GWP) threshold for ozone depleting substance (ODS) substitutes used in new stationary air conditioning and stationary refrigeration equipment, and directs Ecology to establish a GWP threshold for new equipment used in ice rinks.
- Directs Ecology to establish a refrigerant management program to address refrigerant emissions from large air conditioning and refrigeration systems.
- Establishes other measures to reduce greenhouse gas emissions from ODS substitutes.

**E3SHB 1091 REDUCING GREENHOUSE GAS EMISSIONS BY REDUCING THE
CARBON INTENSITY OF TRANSPORTATION FUEL**

Prime Sponsor: Representative Fitzgibbon

(SB 5231 Senator Stanford)

C 317 L 21 Partial Veto Effective date 7/25/2021.

- Directs the Department of Ecology (Ecology) to adopt rules establishing a Clean Fuels Program (CFP) to limit the aggregate, overall greenhouse gas (GHG) emissions per unit of transportation fuel energy to 20 percent below 2017 levels by 2038.
- Specifies that carbon intensity reductions required by the CFP standard may not increase beyond the 10 percent reduction unless certain conditions are met, including the completion of a joint legislative audit review committee analysis and the adjournment of the 2033 legislative session.
- Excludes exported fuel, fuel used by vessels, railroad locomotives, and aircraft, and certain other categories of transportation fuel from the CFP's GHG emission intensity reduction requirements.
- Requires the CFP to include processes for registering, reporting, and tracking compliance obligations and to establish bankable, tradeable credits used to satisfy compliance obligations.

Partial Veto Summary:

- Removed the prohibition on assigning compliance obligations or the authorization of credit generation until the enactment of a transportation revenue package that includes a 5 cent motor vehicle fuel tax.

**SHB 1114 ENCOURAGING UTILITY MITIGATION OF URBAN HEAT ISLAND
EFFECTS**

Prime Sponsor: Representative Dye

C 11 L 21 Effective date 7/25/2021.

- Encourages municipal electric utilities and public utility districts (PUDs) to assist electric customers in acquiring and installing materials and equipment for the conservation of energy, including cool roof programs and tree plantings.
- Establishes a statewide policy that any tree planting program that a municipal electric utility, PUD, or investor-owned utility (IOU) engages in as part of an energy conservation program should accomplish specific goals, including energy reduction.
- Allows municipal utilities, PUDs, and IOUs to use voluntary donations from their customers for urban forestry to fund a tree planting program that accomplishes the goals of the statewide policy.
- Authorizes the Utilities and Transportation Commission to adopt a policy allowing an incentive rate of return on investment in IOUs' tree planting and cool roof programs.

2SHB 1127 PROTECTING THE PRIVACY AND SECURITY OF COVID-19 HEALTH DATA COLLECTED BY ENTITIES OTHER THAN PUBLIC HEALTH AGENCIES, HEALTH CARE PROVIDERS, AND HEALTH CARE FACILITIES

*Prime Sponsor: Representative Slatter
Governor vetoed.*

Full veto:

- Specified privacy and security obligations for the collection, use, and disclosure of COVID-19 health data.
- Restricted the collection, use, and disclosure of COVID-19 health data for specified purposes.
- Established a reporting requirement for covered organizations that process a specified amount of COVID-19 health data.

SHB 1145 ALLOWING THE USE OF NONWOOD RENEWABLE FIBER IN RECYCLED CONTENT PAPER CARRYOUT BAGS

*Prime Sponsor: Representative Rude
C 33 L 21 Effective date 7/25/2021.*

- Makes nonwood renewable fiber derived from wheat straw grown in North America eligible to count toward the minimum 40 percent recycled content requirements for paper carryout bags provided by retail establishments.

SHB 1193 AFFIRMING THE PROCESS FOR DISPOSING OF DREDGED MATERIALS FOR FEDERAL NAVIGATION CHANNEL MAINTENANCE AND IMPROVEMENT

*Prime Sponsor: Representative Hoff (SB 5125 Senator Cleveland)
C 299 L 21 Effective date 7/25/2021.*

- Exempts actions taken on the Columbia River by the United States Army Corps of Engineers to maintain and improve federal navigation channels from the Shoreline Management Act permit and review requirements, provided other environmental review criteria are fulfilled.

E2SHB 1274 CONCERNING CLOUD COMPUTING SOLUTIONS

*Prime Sponsor: Representative Hackney
C 40 L 21 Effective date 7/25/2021.*

- Authorizes state agencies to locate information or telecommunications investments within third-party, commercial cloud services.
- Establishes a task force on cloud transition to review impacts on the workforce, retraining needs, and optimal methods to deliver such training.

**E2SHB 1287 CONCERNING PREPAREDNESS FOR A ZERO EMISSIONS
TRANSPORTATION FUTURE**

Prime Sponsor: Representative Ramel

C 300 L 21 Partial Veto Effective date 7/25/2021.

- Requires the Washington State Department of Transportation to develop and maintain a publicly available mapping and forecasting tool, which provides location and essential charging and refueling infrastructure information to support forecasted levels of electric vehicle (EV) adoption, travel, and use.
- Requires electric utilities to analyze the following: how their resource plans account for modeled load forecast scenarios that consider anticipated levels of zero-emission vehicle (ZEV) use in the utility's service area; assumed use case scenarios that consider anticipated levels of ZEV use; and information from the utilities' transportation electrification plans.
- Requires the State Building Code Council to adopt rules exceeding the specific minimum requirements for EV infrastructure in buildings and EV charging capability at all new residential R-3 buildings that provide on-site parking by July 1, 2024.

Partial Veto Summary:

- Removed the section establishing a contingent goal that all publicly and privately owned passenger and light duty vehicles of model year 2030 or later, sold, purchased, or registered in Washington, be EVs.

**ESHB 1336 CREATING AND EXPANDING UNRESTRICTED AUTHORITY FOR
PUBLIC ENTITIES TO PROVIDE TELECOMMUNICATIONS SERVICES TO
END USERS**

Prime Sponsor: Representative Hansen

C 294 L 21 Partial Veto Effective date 7/25/2021.

- Authorizes a public utility district (PUD), port district (port), town, second-class city, and county to provide retail telecommunications services.
- Expands PUD authority regarding the provision of wholesale telecommunications services.
- Requires PUDs, towns, second-class cities, counties, and ports to report specified findings to its governing body and the Statewide Broadband Office about the area to be served before providing retail telecommunications services.

Partial Veto Summary:

- Removed the section that allows a county, city, or town that has not met certain Growth Management Act requirements to receive financial assistance for a public works project that increases access to broadband and that requires relevant sections of the Washington Administrative Code to be amended by January 1, 2022.

**HB 1393 DELAYING CERTAIN IMPLEMENTATION DATES FOR THE
PHOTOVOLTAIC MODULE STEWARDSHIP AND TAKEBACK PROGRAM**

Prime Sponsor: Representative Shewmake

C 45 L 21 Effective date 7/25/2021.

- Provides a two-year delay for certain implementation dates for the Photovoltaic Module Stewardship and Takeback Program.

SHB 1423 CONCERNING SMOKE MANAGEMENT CIVIL ENFORCEMENT

Prime Sponsor: Representative Fitzgibbon

C 132 L 21 Effective date 7/25/2021.

- Provides that a civil penalty may be issued to a person who violates the requirement to have a burning permit issued by the Department of Natural Resources (DNR) to burn flammable material, refuse, or waste forest material on lands protected by DNR.

**SHB 1446 PROHIBITING A UTILITY FROM BEING ASSESSED A PENALTY FOR
NOT MEETING ITS BIENNIAL ACQUISITION TARGET FOR COST-
EFFECTIVE CONSERVATION IN SPECIAL CIRCUMSTANCES OUTSIDE
THE UTILITY'S CONTROL**

Prime Sponsor: Representative Fey

C 79 L 21 Effective date 7/25/2021.

- Provides that an electric utility is in compliance with its biennial energy conservation target under the Energy Independence Act if events beyond the reasonable control of the utility prevented it from meeting the target.

HEALTH & LONG TERM CARE COMMITTEE

SSB 5003 ENACTING THE LIVING DONOR ACT

Prime Sponsor: Senator Keiser

C 172 L 21 Effective date 7/25/2021.

- Prohibits insurance policies from discriminating against living organ donors.
- Requires the insurance commissioner to make educational materials available on the access of living organ donors to insurance.

SB 5018 CONCERNING ACUPUNCTURE AND EASTERN MEDICINE

Prime Sponsor: Senator Rivers

C 87 L 21 Effective date 7/25/2021.

- Changes the definition of acupuncture and Eastern medicine.
- Permits acupuncturists to practice intramuscular and dry needling, practice ear acupuncture, and use contact needling and non-insertion tools.
- Permits acupuncturists, once they have completed a training, to inject local anesthetics for reducing pain during point injection therapy and use oxygen and epinephrine for potential emergency purposes.

E2SSB 5052 CONCERNING THE CREATION OF HEALTH EQUITY ZONES

Prime Sponsor: Senator Keiser

C 262 L 21 Effective date 7/25/2021.

- Requires the Department of Health, subject to funding, to designate health equity zones and develop projects that meet the needs of each zone.
- Allows a community to self-identify as a health equity zone and develop projects.

SSB 5068 IMPROVING MATERNAL HEALTH OUTCOMES BY EXTENDING COVERAGE DURING THE POSTPARTUM PERIOD

Prime Sponsor: Senator Randall

C 90 L 21 Effective date 7/25/2021.

- Creates one year of postpartum coverage through Apple Health.

SB 5124 CONCERNING THE PRACTICE OF COLON HYDROTHERAPY

Prime Sponsor: Senator Cleveland

C 179 L 21 Effective date 7/25/2021.*

- Establishes colon hydrotherapist as a new certified health profession under the Board of Naturopathy.

SSB 5140 PROTECTING PREGNANCY AND MISCARRIAGE-RELATED PATIENT CARE

Prime Sponsor: Senator Kuderer

C 235 L 21 Effective date 7/25/2021.

- Prohibits health care entities from restricting health care providers from providing services related to pregnancy complications.

SSB 5169 CONCERNING PROVIDER REIMBURSEMENT FOR PERSONAL PROTECTIVE EQUIPMENT DURING THE STATE OF EMERGENCY RELATED TO COVID-19

Prime Sponsor: Senator Frockt

C 94 L 21 Effective date 4/16/2021.

- Requires health benefit plans to reimburse health care providers a set amount per patient encounter for personal protective equipment for the duration of the COVID-19 emergency.

ESSB 5178 ESTABLISHING TIMELY CONSIDERATIONS OF WAIVERS OF SELECT STATE HEALTH CARE LAWS TO ENABLE TIMELY RESPONSE BY THE HEALTH CARE SYSTEM DURING A GOVERNOR-DECLARED STATEWIDE STATE OF EMERGENCY

Prime Sponsor: Senator Cleveland

C 268 L 21 Effective date 7/25/2021.

- Requires the Governor, within five days of declaring a state of emergency, to determine if specified health care statutes and corresponding regulations will be waived.

SSB 5179 CONCERNING BLOOD DONATION

Prime Sponsor: Senator Liias

C 16 L 21 Effective date 7/25/2021.

- Permits anyone between the ages of 16 and 17 to donate blood, including donation through apheresis, in any voluntary and noncompensatory blood program after obtaining parental or legal guardian permission.

**ESSB 5203 PRODUCING, DISTRIBUTING, AND PURCHASING GENERIC
PRESCRIPTION DRUGS AND DISTRIBUTION OR PURCHASE OF INSULIN**

Prime Sponsor: Senator Van De Wege

C 274 L 21 Effective date 7/25/2021.

- Allows the Health Care Authority (HCA) to enter into partnerships with other states, state agencies, or nonprofit entities to produce, distribute, or purchase generic prescription drugs and purchase and distribute insulin.
- Requires state purchased health care programs to purchase generic drugs and insulin through the partnership and allows other entities to purchase through the partnership voluntarily.

**ESSB 5229 CONCERNING HEALTH EQUITY CONTINUING EDUCATION FOR
HEALTH CARE PROFESSIONALS**

Prime Sponsor: Senator Randall

C 276 L 21 Effective date 7/25/2021.

- Requires the rule-making authority for each health profession to adopt rules requiring health care professionals to complete health equity education training at least once every four years.
- Requires health equity courses to teach skills that enable a health care professional to care effectively for patients from diverse cultures, groups, and communities, varying in race, ethnicity, gender identity, sexuality, religion, age, ability, and socioeconomic status.

SSB 5258 CONCERNING CONSUMER DIRECTED EMPLOYERS

Prime Sponsor: Senator Cleveland

C 186 L 21 Effective date 7/25/2021.

- Modifies the Consumer Directed Employer (CDE) rate-setting board's voting and rate-setting procedures.
- Extends the CDE implementation date from July 1, 2021 to December 31, 2021.
- Clarifies the CDE does not need a separate licensure or certification category.
- Requires a one-time transfer of funds between the Department of Social and Health Services (DSHS) and the CDE for individual providers' unclaimed paid time off.
- Authorizes DSHS to make changes to the CDE rate in certain circumstances.

2SSB 5313 CONCERNING HEALTH INSURANCE DISCRIMINATION

Prime Sponsor: Senator Liias

C 280 L 21 Effective date 7/25/2021.

- Establishes that health carriers and the Health Care Authority (HCA) may not deny coverage for medically necessary gender affirming treatment, or apply blanket exclusions to gender affirming treatment.
- Requires health carriers and the HCA to ensure access to medically necessary gender affirming treatment.

SSB 5325 CONCERNING TELEMEDICINE

Prime Sponsor: Senator Muzzall

(HB 1196 Representative Riccelli)

C 100 L 21 Effective date 7/25/2021.

- Requires behavioral health administrative service organizations and managed care organizations to reimburse providers for behavioral health services provided to any covered person if the services meet certain requirements.

E2SSB 5377 INCREASING AFFORDABILITY OF STANDARDIZED PLANS ON THE INDIVIDUAL MARKET

Prime Sponsor: Senator Frockt

C 246 L 21 Effective date 7/25/2021.

- Establishes, subject to availability of funds, a premium assistance program for individuals purchasing health insurance on the Health Benefit Exchange (Exchange).
- Establishes network participation requirements in public option plans for hospitals.
- Requires carriers to offer all the standardized plans designed by the Exchange and limits the number of non-standardized plans a carrier may offer.

E2SSB 5399 CONCERNING THE CREATION OF A UNIVERSAL HEALTH CARE COMMISSION

Prime Sponsor: Senator Randall

C 309 L 21 Effective date 7/25/2021.

- Establishes the universal health care commission to develop a strategy to implement changes to increase health care access, reduce health care costs, reduce health disparities, and prepare the state for creation of a universal health care system.

SSB 5423 CONCERNING TELEMEDICINE CONSULTATIONS

Prime Sponsor: Senator Rivers

C 247 L 21 Effective date 7/25/2021.

- Allows a licensed out-of-state practitioner to consult through telemedicine with a practitioner licensed in Washington State regarding the diagnosis or treatment of a patient within Washington State.

SHB 1007 CONCERNING THE COMPLETION OF SUPERVISED EXPERIENCE THROUGH DISTANCE SUPERVISION

Prime Sponsor: Representative Klippert

C 21 L 21 Effective date 7/25/2021.

- Removes the limitations on the number of supervised experience hours a person pursuing a license as a social worker may complete through distance supervision.

HB 1009 CONCERNING STUDENT HEALTH PLANS

Prime Sponsor: Representative Thai

C 53 L 21 Effective date 7/25/2021.

- Requires certain student health plans to provide coverage for voluntary abortion of a pregnancy.

HB 1031 CONCERNING THE GOVERNMENT ISSUANCE OF A CERTIFICATE OF BIRTH RESULTING IN STILLBIRTH

Prime Sponsor: Representative Walen

(SB 5072 Senator Short)

C 55 L 21 Effective date 7/25/2021.*

- Allows a person who gave birth resulting in a stillbirth to request and receive a certificate of birth resulting in stillbirth from the state or local registrar.

HB 1096 CONCERNING NONMEDICARE PLANS OFFERED THROUGH THE WASHINGTON STATE HEALTH INSURANCE POOL

Prime Sponsor: Representative Schmick

C 60 L 21 Effective date 7/25/2021.

- Removes the December 31, 2022, expiration date for non-Medicare coverage offered through the Washington State Health Insurance Pool.

**ESHB 1120 CONCERNING STATE OF EMERGENCY OPERATIONS IMPACTING
LONG-TERM SERVICES AND SUPPORTS**

Prime Sponsor: Representative Tharinger

C 203 L 21 Effective date 5/10/2021.

- Modifies background check requirements for long-term care workers.
- Requires the Department of Social and Health Services (DSHS) to adjust the timelines for long-term care facility inspections during a pandemic, natural disaster, or other declared state of emergency.
- Authorizes DSHS to modify requirements for skilled nursing facility minimum staffing, specialty training, and long-term care worker training during a pandemic, natural disaster, or other declared state of emergency.
- Authorizes the Department of Health to modify home care aide certification requirements during a pandemic, natural disaster, or other declared state of emergency.
- Changes licensing requirements for nursing assistants.

**SHB 1129 CONCERNING THE LICENSURE OF INTERNATIONAL MEDICAL
GRADUATES**

Prime Sponsor: Representative Valdez

C 204 L 21 Effective date 7/25/2021.

- Authorizes the Washington Medical Commission to issue limited licenses to international medical graduates, after nomination by a hospital, medical practice, or certain government agencies, to practice within the nominating facility or organization.
- Authorizes the Washington Medical Commission to issue limited licenses to persons who have been accepted for employment as physicians by the Department of Children, Youth, and Families.

2SHB 1148 PROTECTING PATIENTS IN ACUTE CARE HOSPITALS

Prime Sponsor: Representative Cody

C 61 L 21 Effective date 7/25/2021.

- Establishes civil fines, conditions on the license, and stop placements as penalties for hospitals that fail or refuse to comply with state licensing requirements.
- Directs the Department of Health to adopt a fee methodology to fund hospital enforcement activities.

E2SHB 1152 ESTABLISHING COMPREHENSIVE HEALTH SERVICES DISTRICTS

Prime Sponsor: Representative Riccelli

(SB 5173 Senator Robinson)

C 205 L 21 Effective date 7/25/2021.*

- Creates a Public Health Advisory Board.
- Modifies the composition of local boards of health.

2SHB 1161 MODIFYING THE REQUIREMENTS FOR DRUG TAKE-BACK PROGRAMS

Prime Sponsor: Representative Peterson

C 155 L 21 Effective date 7/25/2021.

- Authorizes the Department of Health (DOH) to approve more than one drug take-back program.
- Establishes the drug take-back program proposal fee for proposals received before January 1, 2024.
- Establishes requirements for program operator collaboration and allows DOH to identify specific requirements for program promotion and consistent reporting in rule.
- Modifies the primary collection system a drug take-back program must use and specifies requirements for managing requests for prepaid mailing envelopes.

ESHB 1196 CONCERNING AUDIO-ONLY TELEMEDICINE

Prime Sponsor: Representative Riccelli

(SB 5325 Senator Muzzall)

C 157 L 21 Effective date 7/25/2021.

- Requires reimbursement for audio-only telemedicine services.
- Expands the definition of telemedicine for hospital privileging to include audio-only telemedicine services.
- Requires the insurance commissioner to study and make recommendations regarding telemedicine.
- Requires the telemedicine collaborative to study the need for an established patient-provider relationship before providing audio-only telemedicine and extends the termination date of the telemedicine collaborative.

SHB 1218 IMPROVING HEALTH, SAFETY, AND QUALITY OF LIFE FOR RESIDENTS IN LONG-TERM CARE FACILITIES

Prime Sponsor: Representative Bateman

C 159 L 21 Effective date 7/25/2021.

- Requires long-term care facilities to develop comprehensive disaster preparedness plans.
- Requires long-term care facilities to be responsive to incoming communications with the public and accommodate resident access to communication equipment.
- Requires long-term care facilities to maintain a current resident roster and contact information about each resident and any resident representative.
- Requires long-term care facilities to post notice of any stop placements or limited stop placements that have been imposed on the facility.
- Directs the Department of Social and Health Services (DSHS) and Department of Health (DOH) to develop training materials to educate local health jurisdictions about the state's long-term care system and the rights of residents.
- Provides residents of long-term care facilities the right to visitation by an essential support person during times when resident visitation is limited.
- Requires DSHS and DOH to consult with interested stakeholders to develop a report and guidelines on epidemic preparedness and response for long-term care facilities.

SHB 1225 CONCERNING SCHOOL-BASED HEALTH CENTERS

Prime Sponsor: Representative Stonier

C 68 L 21 Effective date 7/25/2021.

- Establishes the school-based health center program office within the Department of Health.

E2SHB 1272 CONCERNING HEALTH SYSTEM TRANSPARENCY

Prime Sponsor: Representative Macri

C 162 L 21 Effective date 7/25/2021.

- Requires hospitals to provide additional expense and revenue details in their financial reports to the Department of Health (DOH).
- Requires hospitals to include information about patient demographics in their discharge reports to DOH.
- Requires hospitals to quarterly report their activities related to charity care to DOH.
- Requires health systems operating hospitals to annually submit income statements and balance sheets to DOH.
- Eliminates the facility fees notification and reporting exemption for certain off-campus clinics or providers.
- Requires hospitals to report certain information about their community health needs assessment available to DOH.
- Directs DOH to contract with the University of Washington to conduct a hospital staffing study.

SHB 1323 CONCERNING THE LONG-TERM SERVICES AND SUPPORTS TRUST PROGRAM

Prime Sponsor: Representative Tharinger

C 113 L 21 Effective date 7/25/2021.

- Specifies that employees who apply to opt-out of the Long-Term Services and Supports (LTSS) Trust Program must attest to having long-term care insurance prior to November 1, 2021.
- Requires self-employed persons who wish to participate in the LTSS Trust Program, elect to do so by January 1, 2025, or within three years of becoming self-employed for the first time.
- Directs the Department of Social and Health Services and the Employment Security Department to conduct outreach to provide employers with educational materials to ensure employees are aware of the LTSS Trust Program and that the premium assessments will begin on January 1, 2022.
- Allows individuals who were disabled before the age of 18 to be eligible for the LTSS Trust Program.
- Authorizes federally recognized tribes to elect for its employees to participate in the LTSS Trust Program.
- Directs the LTSS Trust Commission to work with insurers to develop long-term care insurance products that supplement the LTSS Trust Program's benefit.

HB 1378 CONCERNING THE SUPERVISION OF MEDICAL ASSISTANTS

Prime Sponsor: Representative Ybarra

C 44 L 21 Effective date 4/14/2021.*

- Allows a medical assistant assisting with a telemedicine visit to be supervised by a health care practitioner through interactive audio and video telemedicine technology.

SHB 1383 CONCERNING RESPIRATORY CARE PRACTITIONERS

Prime Sponsor: Representative Taylor

C 114 L 21 Effective date 7/1/2022.

- Makes changes to the licensing, supervision, practice settings, and scope of practice requirements for respiratory care practitioners.

SHB 1411 EXPANDING HEALTH CARE WORKFORCE ELIGIBILITY

Prime Sponsor: Representative Simmons

C 219 L 21 Effective date 7/25/2021.*

- Prohibits the Department of Social and Health Services (DSHS) from automatically disqualifying a person convicted of certain crimes from having unsupervised access to, working with, or providing care to vulnerable adults or children.
- Directs DSHS to facilitate a work group to identify an informed choice process to allow older adults and people with disabilities to hire an individual with a criminal record that would otherwise disqualify the person from providing paid home care services.
- Authorizes DSHS to exercise its discretion regarding whether to permit or prohibit a person with a certificate of restoration of opportunity to work unsupervised with children, vulnerable adults, or individuals with mental illness or developmental disabilities.

SHB 1445 CONCERNING THE DEFINITION OF COMPOUNDING FOR PURPOSES OF THE PRACTICE OF PHARMACY

Prime Sponsor: Representative Thai

C 78 L 21 Effective date 7/25/2021.

- Clarifies the meaning of drug compounding by a licensed pharmacist.

HIGHER EDUCATION & WORKFORCE DEVELOPMENT COMMITTEE

E2SSB 5194 CONCERNING EQUITY AND ACCESS IN HIGHER EDUCATION

Prime Sponsor: Senator Liias

(HB 1318 Representative Pollet)

C 272 L 21 Effective date 7/25/2021.

- Requires community and technical colleges to develop diversity, equity, and inclusion strategic plans.
- Defines required elements of Guided Pathways implementation and requires a Washington State Institute for Public Policy evaluation.
- Provides for hiring 200 full-time faculty.
- Creates a grant program for additional mental health counselors.
- Modifies residency requirements.

E2SSB 5227 CONCERNING DIVERSITY, EQUITY, INCLUSION, AND ANTIRACISM TRAINING AND ASSESSMENTS AT INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Senator Randall

C 275 L 21 Effective date 7/25/2021.

- Establishes a professional development program on diversity, equity, inclusion, and antiracism for faculty and staff at public institutions of higher education to participate in beginning with the 2022-23 academic year.
- Requires all public institutions of higher education to conduct campus climate assessments on diversity, equity, and inclusion.
- Establishes a program on diversity, equity, inclusion and antiracism for students at public institutions of higher education to participate in annually beginning with the 2024-25 academic year.

SSB 5228 ADDRESSING DISPROPORTIONATE HEALTH OUTCOMES BY BUILDING A FOUNDATION OF EQUITY IN MEDICAL TRAINING

Prime Sponsor: Senator Randall

C 96 L 21 Effective date 7/25/2021.

- Requires public medical schools to develop health equity curriculum for medical students.
- Requires public medical school students to complete a course, or courses, on health equity prior to graduating.
- Requires each public medical school to create a goal regarding student representation and report progress on that goal annually.

ESSB 5321 EXPANDING ACCESS TO THE COLLEGE BOUND SCHOLARSHIP

Prime Sponsor: Senator Nobles

C 283 L 21 Effective date 5/12/2021.

- Eliminates the requirement that a student sign a pledge to be eligible for the College Bound Scholarship.
- Directs the Office of Student Financial Assistance within the Washington Student Achievement Council to develop a process for auto-enrolling eligible students.
- Requires all eligible students to acknowledge receipt of their enrollment in the program and eligibility criteria.

SSB 5401 AUTHORIZING COMMUNITY AND TECHNICAL COLLEGES TO OFFER BACHELOR DEGREES IN COMPUTER SCIENCE

Prime Sponsor: Senator Nguyen

C 147 L 21 Effective date 7/25/2021.

- Authorizes the State Board for Community and Technical Colleges to approve bachelor's degree programs in computer science at the community and technical colleges.
- Establishes requirements for authorization by the state board of new bachelor's degree programs in computer science.

SB 5430 CONCERNING THE ADVANCED COLLEGE TUITION PAYMENT PROGRAM

Prime Sponsor: Senator Mullet

C 248 L 21 Effective date 7/25/2021.

- Establishes limitations on Guaranteed Education Tuition (GET) unit price increases if certain conditions are met.
- Requires adjustments to GET accounts for units purchased at the 2020-21 unit price.

SB 5431 CREATING THE ROSA FRANKLIN LEGISLATIVE INTERNSHIP PROGRAM SCHOLARSHIP

Prime Sponsor: Senator Randall

C 108 L 21 Effective date 7/25/2021.

- Establishes the Rosa Franklin legislative internship program scholarship.

2SHB 1033 CONCERNING THE WASHINGTON CUSTOMIZED EMPLOYMENT TRAINING PROGRAM

Prime Sponsor: Representative Leavitt

C 116 L 21 Effective date 7/1/2021.

- Extends the expiration date for the Washington Customized Employment Training Program business and occupation tax credit to July 1, 2026.
- Requires the State Board for Community and Technical Colleges to report certain data from the Washington Customized Employment Training Program to the Legislature.

HB 1119 NOTIFYING STUDENTS OF COURSES WITH LOW-COST INSTRUCTIONAL MATERIALS AND OPEN EDUCATIONAL RESOURCES AT THE FOUR-YEAR INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Representative Jacobsen

C 152 L 21 Effective date 7/25/2021.

- Requires public four-year higher education institutions to designate during registration the courses where the materials are \$50 or less.
- Requires the institutions of higher education to adjust the dollar value of low-cost course materials at least once every five years to reflect the change in inflation.

SHB 1166 EXPANDING ACCESS TO THE HOMELESS AND FOSTER CARE COLLEGE STUDENTS PILOT PROGRAM

Prime Sponsor: Representative Leavitt

C 62 L 21 Effective date 7/25/2021.

- Extends and expands the number of pilot programs at the community and technical colleges and the four-year higher education institutions to provide assistance to homeless students and students who were in foster care.

SHB 1425 EXPANDING SCHOLARSHIPS FOR COMMUNITY AND TECHNICAL COLLEGE STUDENTS

Prime Sponsor: Representative Taylor

C 133 L 21 Effective date 7/25/2021.

- Eliminates the community college and advanced degree program award requirement that a student must have graduated from a Washington high school.
- Modifies the residency requirements for the rural jobs program.

SHB 1472 ADDING A GRADUATE STUDENT TO THE STUDENT ACHIEVEMENT COUNCIL

Prime Sponsor: Representative Slatter

C 134 L 21 Effective date 7/25/2021.

- Adds a graduate student to the membership of the Washington Student Achievement Council.
- Increases the term of the undergraduate and graduate student members to two years and requires that their terms be staggered.

E2SHB 1504 MODIFYING THE WORKFORCE EDUCATION INVESTMENT ACT

Prime Sponsor: Representative Chopp

C 170 L 21 Effective date 7/25/2021.

- Requires a portion of nonfederal funds in the Health Professional Loan Repayment Program be prioritized for demographically underrepresented students.
- Broadens the definition of agency affiliated counselors to include student interns.
- Establishes a behavioral health workforce pilot program and provides training support grants to community mental health and substance use disorder treatment providers.
- Increases the cap on state match dollars for the Washington State Opportunity Scholarship Advanced Degree Pathways Account.
- Adds workforce development and career connected learning as allowable uses of the Workforce Education Investment Account.

HOUSING & LOCAL GOVERNMENT COMMITTEE

SB 5019 CONCERNING THE RECORDING STANDARDS COMMISSION

Prime Sponsor: Senator Kuderer

C 137 L 21 Effective date 7/25/2021.

- Establishes the Recording Standards Commission in place of the Electronic Recording Standards Commission to review recording standards, including electronic recording standards, and make recommendations to the Secretary of State for the purpose of creating regulations for the consistent recording of documents by county auditors.
- Grants rule-making authority to the Secretary of State to provide for uniform recording of documents in cooperation with the Recording Standards Commission.

E2SSB 5160 ADDRESSING LANDLORD-TENANT RELATIONS BY PROVIDING CERTAIN TENANT PROTECTIONS DURING THE PUBLIC HEALTH EMERGENCY, PROVIDING FOR LEGAL REPRESENTATION IN EVICTION CASES, ESTABLISHING AN EVICTION RESOLUTION PILOT PROGRAM FOR NONPAYMENT OF RENT CASES, AND AUTHORIZING LANDLORD ACCESS TO CERTAIN RENTAL ASSISTANCE PROGRAMS

Prime Sponsor: Senator Kuderer

C 115 L 21 Partial Veto Effective date 4/22/2021.

- Prohibits landlords from reporting a tenant's nonpayment of rent accrued between March 1, 2020, and six months after expiration of the eviction moratorium or taking adverse action based on such nonpayment, while also requiring landlords to offer tenants a reasonable schedule for repayment of any unpaid rent accrued between March 1, 2020, and the greater of six months after expiration of the eviction moratorium or the end of the public health emergency.
- Expands eligibility for claim reimbursement under the landlord mitigation program to include unpaid rent accrued between March 1, 2020, and six months after expiration of the eviction moratorium if the tenant voluntarily vacated or abandoned the tenancy or if there is any remaining unpaid rent after the tenant defaults on a repayment plan.
- Requires the court to appoint counsel for indigent tenants in any eviction proceeding, subject to amounts appropriated, while updating language in the 14-day pay or vacate notice and eviction summons to inform tenants of such legal representation services.
- Requires the Administrative Office of the Courts to contract with dispute resolution centers to establish a two-year, statewide eviction resolution pilot program to facilitate the resolution of nonpayment of rent cases.
- Eliminates the optional notice for landlords to use in nonpayment of rent cases that instructs tenants to pay into the court registry the rent allegedly owed or file a statement denying rent is owed.

Partial Veto Summary:

- Removed provisions requiring the Department of Commerce (Commerce) to authorize landlords an opportunity to apply to certain state rental assistance programs, if feasible, and to provide rental assistance until March 31, 2022, to a landlord on behalf of an indigent tenant who is unable to access eviction resolution program services or obtain state-funded legal representation in an unlawful detainer action.
- Removed an appropriation of \$7.5 million to Commerce for a landlord grant assistance program to provide grants to eligible landlords for unpaid rent due during the eviction moratorium.

SB 5198 EASING AMBULANCE RESTRICTIONS IN RURAL AREAS

Prime Sponsor: Senator Schoesler

C 17 L 21 Effective date 7/25/2021.

- Permits ambulance services established by an association made up entirely of two more municipalities located in rural areas to use a driver without any medical or first aid training under certain circumstances.

ESSB 5235 INCREASING HOUSING UNIT INVENTORY BY REMOVING ARBITRARY LIMITS ON HOUSING OPTIONS

Prime Sponsor: Senator Liias

C 306 L 21 Partial Veto Effective date 7/25/2021.

- Prohibits counties planning under the Growth Management Act (GMA) and cities within such counties from imposing owner-occupancy requirements on a lot containing an accessory dwelling unit (ADU), except for short-term rentals or during the first year of ADU or primary residence occupancy and an additional period if certain requirements are met.
- Requires GMA jurisdictions imposing owner-occupancy requirements on lots containing ADUs to provide for a hardship exemption, while providing circumstances that would qualify for such an exemption.
- Authorizes GMA jurisdictions to impose or waive certain fees or taxes or provide other incentives for construction or development of ADUs, subject to certain requirements.
- Prohibits local governments from limiting the number of unrelated persons occupying a home, with exceptions.

Partial Veto Summary:

- Removed prohibiting the imposition or enforcement of owner-occupancy requirements on any housing or dwelling unit on a lot with an ADU unless the ADU is offered or used as a short-term rental, with exceptions;
- Removed authorizing the imposition or waiver of certain fees or taxes or the provision of other incentives, including reduced impact fees or deferral of taxes, to encourage construction or development of ADUs for long-term housing if certain conditions are met; and
- Removed requiring the provision of a hardship exemption from such requirements that allows an owner to offer for rental for periods of 30 days or more a dwelling unit or housing unit as if the dwelling unit or housing unit on the property was owner occupied under certain circumstances.
- Removed the requirement that such ADU provisions be adopted by or amended into ordinance, regulation, or other official control within two years of the next applicable comprehensive review deadline for a GMA county or city within such county.
- Removed legislative findings and intent.

E2SSB 5287 CONCERNING AFFORDABLE HOUSING INCENTIVES

Prime Sponsor: Senator Das

C 187 L 21 Effective date 7/25/2021.

- Authorizes a 12-year extension of existing 8-year and 12-year Multi-Family Property Tax Exemptions (MFTEs) that are set to expire if they meet certain affordability requirements.
- Establishes a new 20-year property tax exemption for the creation of permanently affordable homes.
- Authorizes any city not otherwise eligible for the MFTE program to offer the 12-year exemption until December 31, 2026.
- Authorizes any city not otherwise eligible for the MFTE program to offer the 20-year exemption for permanently affordable homes until December 31, 2031.
- Directs the Department of Commerce to establish an audit and review program to verify property owner or operator compliance with certain requirements of the program.
- Makes administrative modifications to the MFTE program, including changes to reporting requirements.

SB 5338 CONCERNING FIRE PROTECTION DISTRICTS AND EDUCATION

Prime Sponsor: Senator Wilson, L.

C 19 L 21 Effective date 7/25/2021.

- Authorizes a fire protection district to provide training and expend resources to mitigate work place injuries.

**ESB 5356 CONCERNING PRIME CONTRACTOR BIDDING SUBMISSION
REQUIREMENTS ON PUBLIC WORKS CONTRACTS**

Prime Sponsor: Senator Short

(HB 1391 Representative Goehmer)

C 103 L 21 Effective date 7/25/2021.

- Changes submittal requirements for a prime contract bidder on contracts expected to cost \$1,000,000 or more, for construction or alteration of any public building or public work.
- Exempts design-build and general contractor/construction manager requests for proposals.
- Requires a report on subcontractor listing policies and practices by November 1, 2022.

2SSB 5368 ENCOURAGING RURAL ECONOMIC DEVELOPMENT

Prime Sponsor: Senator Short

C 312 L 21 Partial Veto Effective date 7/25/2021.

- Allows code cities to annex unincorporated territory within an urban growth area.
- Allows the Growth Management Hearings Board to refer a finding of noncompliance to Commerce.
- Exempts compliance with the Growth Management Act from consideration by the Public Works Board, the Community Economic Revitalization Board, the Utilities and Transportation Commission, and the Department of Commerce when considering applications for broadband funding.

Partial Veto Summary:

- Removed portions of the bill that provided that the Public Works Board need not require a county, city, or town to be in compliance with the GMA in order to receive financial assistance in the form of grants and loans for certain broadband projects and that the Community Economic Revitalization Board, the Utilities and Transportation Commission, and Commerce may not consider whether a county, city, or town is compliant with the GMA when considering applications for broadband funding.

2SSB 5396 EXPANDING THE SALES AND USE TAX EXEMPTION FOR FARMWORKER HOUSING

Prime Sponsor: Senator Lovelett

C 250 L 21 Effective date 10/1/2021.

- Extends the farmworker housing sales and use tax exemption to include new or existing structures in which at least 50 percent of the housing units are used as farmworker housing.
- Defines farmworker and amends the definition of agricultural employer to include any employer engaged in aquaculture.

E2SHB 1069 CONCERNING LOCAL GOVERNMENT FISCAL FLEXIBILITY

Prime Sponsor: Representative Pollet

C 296 L 21 Partial Veto Effective date 5/13/2021.

- Allows revenue from criminal justice sales taxes, the Criminal Justice Assistance Accounts, and certain King County excess property tax levies to supplant existing funds through December 31, 2023.
- Allows the sales and use tax for chemical dependency or mental health treatment services collected by a city to be used for modifications to existing facilities to address health and safety needs necessary to the provision of chemical dependency or mental health treatment programs and services.
- Reduces restrictions on the allowed use of funds from criminal justice sales taxes and real estate excise taxes through December 31, 2023.
- Increases the amount of time a water and electricity or sewage lien can be applied after the declaration of an emergency by the Governor that prevents collection.

Partial Veto Summary:

- Removed sections related to a definition of retail sale that would have gone into effect in 2022 but that was repealed by other legislation.

**ESHB 1070 MODIFYING ALLOWED USES OF LOCAL TAX REVENUE FOR
AFFORDABLE HOUSING AND RELATED SERVICES TO INCLUDE THE
ACQUISITION AND CONSTRUCTION OF AFFORDABLE HOUSING AND
FACILITIES**

Prime Sponsor: Representative Ryu

C 27 L 21 Effective date 4/14/2021.

- Expands the allowable uses of revenues from the housing and related services local sales and use tax to include acquiring facilities and land for affordable housing, housing-related services, and behavioral health services.
- Expands the allowable uses of revenues from the state-shared lodging tax to include housing and facilities for homeless youth for counties with a population of at least 1.5 million.

E2SHB 1083 CONCERNING RELOCATION ASSISTANCE FOR TENANTS OF CLOSED OR CONVERTED MANUFACTURED/MOBILE HOME PARKS

Prime Sponsor: Representative Gregerson

C 28 L 21 Effective date 7/25/2021.

- Increases the maximum amount eligible tenants may receive in relocation assistance under the Mobile Home Relocation Assistance Program when a manufactured/mobile home park is, or is scheduled to be, closed or converted to another use.
- Requires tenants who receive initial cash assistance under the Relocation Assistance Program to transfer title of the home to the park-owner, relocate the home, or demolish and dispose of the home within 90 days to receive the remainder of eligible relocation assistance.
- Authorizes park-owners to seek reimbursement for costs incurred for demolition and disposal of the homes when tenants do not relocate or demolish and dispose of their homes within 90 days of receiving initial cash assistance.

SHB 1155 CONCERNING SALES AND USE TAX FOR EMERGENCY COMMUNICATION SYSTEMS AND FACILITIES

Prime Sponsor: Representative Riccelli

C 297 L 21 Effective date 7/25/2021.

- Modifies interlocal agreement requirements to determine the distribution of revenue from the emergency communications systems and facilities local sales and use tax.

HB 1159 CONCERNING THE NUMBER OF FIRE PROTECTION DISTRICT COMMISSIONERS

Prime Sponsor: Representative Berg

C 34 L 21 Effective date 7/25/2021.

- Allows a fire protection district board of commissioners with five members to increase to seven members if approved by a majority of voters.

ESHB 1184 CONCERNING RISK-BASED WATER QUALITY STANDARDS FOR ON-SITE NONPOTABLE WATER SYSTEMS

Prime Sponsor: Representative Duerr

(SB 5087 Senator Hasegawa)

C 156 L 21 Effective date 7/25/2021.

- Requires the Department of Health to adopt rules for risk-based water quality standards for the on-site treatment and reuse of nonpotable alternative water sources for nonpotable end uses.

E2SHB 1220 SUPPORTING EMERGENCY SHELTERS AND HOUSING THROUGH LOCAL PLANNING AND DEVELOPMENT REGULATIONS

Prime Sponsor: Representative Peterson

C 254 L 21 Partial Veto Effective date 7/25/2021.

- Requires Growth Management Act (GMA) jurisdictions to address moderate, low, very low, and extremely low-income housing, moderate density housing options, and racially disparate impacts and displacement in the housing element of the comprehensive plan.
- Requires the Department of Commerce to provide an inventory and analysis of existing and projected housing needs required in the housing element of the comprehensive plan, including emergency housing and shelters and permanent supportive housing.
- Prohibits cities from preventing transitional housing or permanent supportive housing in zones where residential dwelling units or hotels are allowed, and from preventing indoor emergency shelters and indoor emergency housing in zones where hotels are allowed except for cities with ordinances authorizing such shelters and housing in a majority of zones within one mile of transit.

Partial Veto Summary:

- Removed the section directing GMA jurisdictions to consider policies encouraging the construction of accessory dwelling units to meet affordable housing goals.

ESHB 1236 PROTECTING RESIDENTIAL TENANTS FROM THE BEGINNING TO END OF THEIR TENANCIES BY PENALIZING THE INCLUSION OF UNLAWFUL LEASE PROVISIONS AND LIMITING THE REASONS FOR EVICTION, REFUSAL TO CONTINUE, AND TERMINATION

Prime Sponsor: Representative Macri

C 212 L 21 Effective date 5/10/2021.

- Authorizes landlords to end a residential tenancy, in circumstances in which the rental agreement provides for and does not provide for the tenancy to continue on a monthly or periodic basis after the agreement expires, without cause, subject to certain requirements.
- Specifies exclusive causes for eviction, refusal to renew a tenancy, and ending a tenancy for all other tenancies of a specified period or a monthly or periodic basis.
- Requires landlords to serve a notice to any remaining occupant, who co-resided with a tenant at least six months before the tenant permanently vacated the tenancy early, that requires the occupant to either apply for tenancy or vacate within 30 days of service.

SHB 1309 CONCERNING THE DATES OF CERTIFICATION OF LEVIES

Prime Sponsor: Representative Eslick

C 42 L 21 Effective date 7/25/2021.

- Changes the date for county legislative authorities and taxing districts to certify the levy amount to the county assessor to December 15th and the first Monday in December, respectively.

ESHB 1326 CONCERNING CORONERS AND MEDICAL EXAMINERS

Prime Sponsor: Representative Lekanoff

C 127 L 21 Effective date 7/25/2021.*

- Requires coroners, medical examiners, and full-time medicolegal investigative personnel, other than prosecuting attorneys acting as ex-officio coroners and those who have already received comparable training, to complete medicolegal forensic investigation training within 12 months of assuming office.
- Requires coroner's and medical examiner's offices to be accredited by the National Association of Medical Examiners or the International Association of Coroners and Medical Examiners by July 1, 2025.
- Allows the county legislative authority in noncharter counties with a population of less than 40,000 to determine whether a coroner will be elected or appointed.
- Provides minimum salaries for elected coroners in counties under 40,000 people, and allows a county legislative authority to alternatively set the salary on a per case basis in such counties, as of January 1, 2025.

SHB 1331 CONCERNING EARLY LEARNING FACILITY IMPACT FEES

Prime Sponsor: Representative Harris-Talley

C 72 L 21 Effective date 7/25/2021.

- Prohibits a local government from imposing an impact fee on early learning facility development activities greater than that imposed on a commercial retail or office development activities that generate a similar number, volume, type, and duration of vehicle trips.
- Authorizes a local government to exempt an early learning facility from up to 80 percent of impact fees, or from 100 percent of impact fees if certain conditions are met, without the local government being required to pay the impact fees from public funds other than the impact fee account.
- Prohibits a local government that exempts an early learning facility from impact fees from collecting revenue lost through the exemption by increasing unrelated impact fees.

**EHB 1471 CONCERNING COMMUNITY PRESERVATION AND DEVELOPMENT
AUTHORITIES**

Prime Sponsor: Representative Santos

C 47 L 21 Effective date 7/25/2021.

- Specifies that a Community Preservation and Development Authority (CPDA) is a public body corporate and politic and instrumentality of the state of Washington.
- Lengthens the terms of the members of the boards of directors for CPDAs.

HUMAN SERVICES, REENTRY & REHABILITATION COMMITTEE

ESSB 5118 SUPPORTING SUCCESSFUL REENTRY

Prime Sponsor: Senator Darneille

C 265 L 21 Effective date 7/25/2021.

- Allows individuals serving a term of imprisonment in a juvenile rehabilitation institution to be included in the requirement to bring an untried indictment, information, or complaint against the individual to trial within 120 days after the individual delivers to the prosecutor and the court written notice of the individual's place of imprisonment and request for final disposition.
- Designates the Department of Children, Youth, and Families Juvenile Rehabilitation Division's community facilities as essential public facilities.
- Requires written notification of a committed individual's planned release be sent to the individual's health care insurance provider.

ESSB 5119 CONCERNING INDIVIDUALS IN CUSTODY

Prime Sponsor: Senator Darneille

C 139 L 21 Effective date 7/25/2021.

- Requires the Department of Corrections (DOC) to convene an unexpected fatality review team when an incarcerated individual dies unexpectedly or a case is identified by the Office of Corrections Ombuds (OCO) for review.
- Specifies that the OCO, or designee, and a representative from the Department of Health must be members of the DOC review teams.
- Requires a local jail to convene an unexpected fatality review team when an individual confined in the jail dies unexpectedly.

ESSB 5121 EXPANDING ELIGIBILITY FOR THE GRADUATED REENTRY PROGRAM

Prime Sponsor: Senator Darneille

C 266 L 21 Effective date 7/25/2021.

- Alters eligibility for the Graduated Reentry Program at the Department of Corrections (DOC) by creating two participation tracks based on the nature of the offense.
- Modifies the maximum length of participation and minimum total confinement requirements for each track.
- Requires DOC to publish a monthly report on its website and submit an annual report to the Legislature with the number of individuals transferred to the Graduated Reentry Program.

**E2SSB 5163 CONCERNING THE PLACEMENT AND TREATMENT OF
CONDITIONALLY RELEASED SEXUALLY VIOLENT PREDATORS**

Prime Sponsor: Senator Rolfes

C 236 L 21 Effective date 7/25/2021.

- Shifts the primary responsibility for identifying less restrictive alternative (LRA) placements for civilly committed sexually violent predators (SVPs) to the Department of Social and Health Services (DSHS) in certain circumstances, and requires LRA placements to be aligned with fair share principles of release when possible.
- Requires DSHS to use a request for proposal process to contract with LRA housing and treatment providers and use a housing matrix to plan and develop LRA placements.
- Specifies an SVP has the right to an ongoing, clinically appropriate discharge plan as part of the treatment process and allows secure community transition facilities and other conditional release and transitional facilities to be sited in any county of the state.
- Establishes a workgroup to address issues related to the availability and quality of sex offender treatment providers.

2SSB 5183 CONCERNING VICTIMS OF NONFATAL STRANGULATION

Prime Sponsor: Senator Nobles

C 269 L 21 Effective date 7/25/2021.

- Requires the costs for forensic exams in domestic violence assault cases involving nonfatal strangulation to be paid by the state through the Crime Victim Compensation Program through July 1, 2023.
- Directs the Office of Crime Victims Advocacy to develop best practices for local communities to increase access to forensic nurse examiners for nonfatal strangulation assaults and develop strategies to make forensic nurse examiner training available in all regions of the state.

2SSB 5214 CONCERNING ECONOMIC ASSISTANCE PROGRAMS

Prime Sponsor: Senator Nguyen

C 239 L 21 Effective date 7/1/2023.*

- Requires the Department of Social and Health Services to allow a time limit extension to the 60-month lifetime limit for Temporary Assistance for Needy Families for months after March 1, 2020, when the state unemployment rate was 7 percent or higher.
- Provides an effective date of July 1, 2023, contingent upon funding for 60-month time limit extensions for the 2021-2023 biennium.

E2SSB 5304 PROVIDING REENTRY SERVICES TO PERSONS RELEASING FROM STATE AND LOCAL INSTITUTIONS

Prime Sponsor: Senator Wilson, C.

C 243 L 21 Partial Veto Effective date 7/25/2021.

- Expands the Medicaid suspension policy and requirements for reinstating Medicaid benefits for persons being released from confinement.
- Requires the Health Care Authority (HCA) to apply for a federal Medicaid waiver to provide medical services up to 30 days prior to the person's release or discharge to the community.
- Renames the Offender Reentry Community Safety Program the Reentry Community Services (RCS) Program, and directs the Washington State Institute of Public Policy to update its previous evaluations of the RCS program.
- Directs HCA to convene a Reentry Services Work Group and a subcommittee.

Partial Veto Summary:

- Removed language duplicating and conflicting with changes made in HB 1044 relating to county of origin.

2SSB 5331 ESTABLISHING AN EARLY CHILDHOOD COURT PROGRAM FOR YOUNG CHILDREN AND THEIR FAMILIES INVOLVED IN WASHINGTON'S CHILD WELFARE SYSTEM

Prime Sponsor: Senator Gildon

C 285 L 21 Effective date 7/25/2021.

- Authorizes superior courts to establish early childhood court programs to serve the needs of infants and toddlers under the age of 3 and who are dependent, and creates requirements for these programs.

2SHB 1044 CREATING PRISON TO POSTSECONDARY EDUCATION PATHWAYS

Prime Sponsor: Representative Leavitt

C 200 L 21 Effective date 7/25/2021.

- Expands the Department of Corrections (DOC) authority to implement associate workforce degree programs to postsecondary education degree and certificate programs.
- Requires DOC to establish goals for expanding access to postsecondary education certificate and degree programs, and processes for identifying and accommodating persons with learning disabilities, traumatic brain injuries, or other cognitive impairments.
- Requires DOC to consider educational programming when considering transfers to other facilities or release to their county of origin, and directs DOC to provide unofficial transcripts at no cost to incarcerated individuals.
- Requires the Washington State Institute for Public Policy to issue preliminary and final reports and requires an annual, multi-state agency combined report.

2SHB 1061 CONCERNING YOUTH ELIGIBLE FOR DEVELOPMENTAL DISABILITY SERVICES WHO ARE EXPECTED TO EXIT THE CHILD WELFARE SYSTEM

Prime Sponsor: Representative Senn

C 56 L 21 Effective date 7/25/2021.

- Requires the Department of Children, Youth, and Families (DCYF) to convene a shared planning meeting that includes Developmental Disability Administration (DDA) staff for youth who are dependent and may be eligible for DDA services when the youth is between ages 16 and 16.5 for purposes of planning for the youth's transition to adulthood.
- Prioritizes eligible individuals who exited a dependency proceeding within the last two years for Medicaid waivers administered by DDA when there is funded capacity and to the extent consistent with federal law and federal funding requirements.
- Directs DCYF to provide a report to the Legislature detailing the number of youth involved in the child welfare system who are enrolled clients of DDA and expected to exit child welfare services after reaching the maximum age that those youth can receive child welfare services.

EHB 1090 CONCERNING PRIVATE, FOR-PROFIT DETENTION FACILITIES

Prime Sponsor: Representative Ortiz-Self

C 30 L 21 Effective date 4/14/2021.

- Prohibits a person, business, or state or local government from operating or using contracts with private detention facilities, except as provided.
- Exempts certain types of facilities from the prohibition.
- Exempts a private detention facility currently operating under a government contract in effect before January 1, 2021 until the end of the contract, not to include any extensions or modifications.
- Exempts circumstances when the Department of Corrections may transfer individuals to an out-of-state private correctional facility during capacity emergencies in accordance with state law.

ESHB 1140 CONCERNING JUVENILE ACCESS TO ATTORNEYS WHEN CONTACTED BY LAW ENFORCEMENT

Prime Sponsor: Representative Johnson, J.

C 328 L 21 Effective date 1/1/2022.

- Requires individuals under the age of 18 be provided access to an attorney for consultation before the individual waives any constitutional rights when contacted by law enforcement, under certain requirements.

SHB 1151 BOLSTERING ECONOMIC RECOVERY

Prime Sponsor: Representative Leavitt

C 9 L 21 Effective date 7/25/2021.*

- Allows Consolidated Emergency Assistance to be provided more than once in a 12-month period when directed by the Governor during a state of emergency.
- Provides a one-time cash benefit and transitional food assistance to certain qualifying households.
- Directs the Department of Social and Health Services to update the standards of need for cash assistance programs.

E2SHB 1186 CONCERNING JUVENILE REHABILITATION

Prime Sponsor: Representative Goodman

C 206 L 21 Effective date 7/25/2021.*

- Establishes a community transition services program administered by Department of Children, Youth, and Families (DCYF), where an individual may serve a portion of the term of confinement in the community under DCYF supervision, if certain requirements are met.

E2SHB 1194 STRENGTHENING PARENT-CHILD VISITATION DURING CHILD WELFARE PROCEEDINGS

Prime Sponsor: Representative Ortiz-Self

C 208 L 21 Effective date 7/25/2021.

- Provides clear guidelines on parental visitation during dependency proceedings including requiring the first visit after a child is placed outside the home of parent, guardian, or legal custodian to take place within 72 hours of the child being in the custody of the Department of Children, Youth and Families, unless the court finds extraordinary circumstances exist.
- Establishes a presumption that if the court previously ordered visitation between a parent and a child be supervised or monitored, such supervision will no longer be necessary at certain stages of child welfare proceedings.
- Requires that visitation occur in the least restrictive setting and be unsupervised unless the presence of threats or danger to the child requires the constant presence of an adult to ensure the safety of the child.

2SHB 1219 CONCERNING THE APPOINTMENT OF COUNSEL FOR YOUTH IN DEPENDENCY COURT PROCEEDINGS

Prime Sponsor: Representative Frame

C 210 L 21 Effective date 7/25/2021.

- Creates the Statewide Children's Legal Representation Program, which establishes a six year, phase-in implementation for mandatory appointment of counsel in dependency proceedings for children beginning July 1, 2022.

SHB 1221 STANDARDIZING HOMELESSNESS DEFINITIONS

Prime Sponsor: Representative Rule

C 67 L 21 Effective date 7/25/2021.

- Defines homeless for the Early Childhood Education and Assistance Program.
- Defines experiencing homelessness for purposes of child welfare.
- Replaces the term "homelessness" with the term "experiencing homelessness" in the child welfare statutes.

E2SHB 1227 PROTECTING THE RIGHTS OF FAMILIES RESPONDING TO ALLEGATIONS OF ABUSE OR NEGLECT OF A CHILD

Prime Sponsor: Representative Ortiz-Self

C 211 L 21 Effective date 7/25/2021.*

- Requires hospitals, law enforcement, and courts to find the removal or detention of a child is necessary to prevent imminent physical harm due to child abuse or neglect before authorizing removal or detention of the child.
- Requires the Department of Children, Youth, and Families to make continuing efforts to place children with relatives and requires such placement unless there is no relative capable of ensuring the basic safety of the child.
- Requires the court to release a child to a parent unless the court finds reasonable cause to believe removal of the child is necessary to prevent imminent physical harm and the evidence shows a causal relationship between the conditions in the home and imminent physical harm to the child.

HB 1237 DEFINING FAMILY RESOURCE CENTERS

Prime Sponsor: Representative Eslick

C 39 L 21 Effective date 7/25/2021.

- Defines the term "family resource center" to mean a unified single point of entry where families, individuals, children, and youth in communities can obtain information, an assessment of needs, referral to, or direct delivery of family services in a manner that is welcoming and strength-based.
- Provides that family services may be delivered directly to a family at the family resource center by staff or other providers.

ESHB 1297 CONCERNING WORKING FAMILIES TAX EXEMPTION

Prime Sponsor: Representative Thai

(SB 5387 Senator Nguyen)

C 195 L 21 Effective date 7/25/2021.

- Expands the Working Families' Tax Exemption (WFTE) to include those with individual taxpayer identification numbers who would otherwise be eligible for the federal earned income tax credit.
- Restructures the WFTE program, including remittance calculations.
- Eliminates the requirement that the Legislature provide an appropriation in the state omnibus appropriations act before a person may claim the WFTE.

SHB 1348 PROVIDING MEDICAL ASSISTANCE TO INCARCERATED PERSONS

Prime Sponsor: Representative Davis

C 166 L 21 Effective date 7/25/2021.

- Prohibits a person's incarceration status from affecting the person's Medicaid eligibility during the first 29 days of incarceration.
- Expands the Medicaid suspension policy to include correctional institutions, state hospitals, and other treatment facilities.
- Requires local jails to make reasonable efforts to collaborate with managed care organizations for care coordination and improving health care delivery and release planning.

LABOR, COMMERCE & TRIBAL AFFAIRS COMMITTEE

SB 5046 CONCERNING WORKERS' COMPENSATION CLAIM RESOLUTION SETTLEMENT AGREEMENTS

Prime Sponsor: Senator Conway

C 89 L 21 Effective date 4/16/2021.

- Allows the parties to a workers' compensation claim to agree to have the claim resolution settlement be paid out in a single lump sum or be paid on a structured basis.
- Requires the Board of Industrial Insurance Appeals to provide copies of all final claim resolution settlement agreements to the Department of Labor and Industries.

SSB 5055 ESTABLISHING A STATEWIDE ROSTER FOR ARBITRATING LAW ENFORCEMENT PERSONNEL DISCIPLINARY GRIEVANCES AND PUBLISHING THEIR DECISIONS

Prime Sponsor: Senator Nguyen

C 13 L 21 Effective date 7/25/2021.

- Establishes an arbitrator selection procedure for law enforcement grievance arbitrations that applies to all disciplinary grievance arbitrations heard on or after January 1, 2022.
- Requires the Public Employment Relations Commission to appoint a roster of 9 to 18 arbitrators who hear disciplinary grievances for law enforcement personnel on a rotating basis.

ESSB 5061 CONCERNING UNEMPLOYMENT INSURANCE

Prime Sponsor: Senator Keiser

(HB 1098 Representative Sells)

C 2 L 21 Effective date 2/8/2021.

- Provides unemployment insurance benefits to high risk individuals, or those who live with high risk individuals, who voluntarily quit their jobs during a public health emergency if they cannot work from home for that employer, but are able and available to work from home for other employers.
- Waives the one-week waiting period and shared work benefits when paid by the federal government.
- Increases the minimum weekly benefit amount from 15 percent to 20 percent of the average weekly wage.
- Limits an individual's weekly benefit amount to the individual's weekly wage.
- Decreases the maximum social tax and suspends the solvency surcharge tax for five years.
- Modifies the voluntary contribution and shared work programs.
- Makes certain unemployment insurance benefits nonchargeable to employers.
- Requires the Employment Security Department to provide a report to the Legislature and the Governor.

ESSB 5097 EXPANDING COVERAGE OF THE PAID FAMILY AND MEDICAL LEAVE PROGRAM

Prime Sponsor: Senator Robinson

C 232 L 21 Effective date 7/25/2021.

- Expands the definition of family member in the Paid Family and Medical Leave (PFML) program.
- Requires the Employment Security Department to collect and analyze data and submit reports to the Legislature with certain information relating to the PFML program.
- Requires the general fund to cover additional leave expenses under certain circumstances.

ESSB 5115 ESTABLISHING HEALTH EMERGENCY LABOR STANDARDS

Prime Sponsor: Senator Keiser

C 252 L 21 Effective date 5/11/2021.

- Creates an occupational disease presumption for frontline employees during a public health emergency for the purpose of workers' compensation.
- Requires employers to notify the Department of Labor and Industries when a certain number of their employees become infected during a public health emergency.
- Requires employers to provide written notice to employees on the premises and their union of potential exposure to the infectious or contagious disease during a public health emergency.
- Prohibits discrimination against an employee who is high risk for seeking accommodation that protects them from the disease or using all available leave options if no accommodation is reasonable.

SB 5133 CONCERNING THE DEFINITION OF CONFIDENTIAL EMPLOYEE FOR THE PURPOSES OF STATE COLLECTIVE BARGAINING

Prime Sponsor: Senator Conway

C 180 L 21 Effective date 7/25/2021.

- Grants employees who assist the attorneys in the Torts Division of the Attorney General's Office the right to collectively bargain.

**ESSB 5172 PROVIDING OVERTIME STANDARDS FOR THE AGRICULTURAL
WORKFORCE**

Prime Sponsor: Senator King

(HB 1217 Representative Hoff)

C 249 L 21 Effective date 7/25/2021.

- Phases in overtime pay to certain agricultural employees beginning on January 1, 2022, with the employees receiving overtime for hours worked over 55 in a week and ending with those employees receiving overtime for hours worked over 40 in a week beginning January 1, 2024.
- Prohibits the award of damages or other relief to certain agricultural employees seeking unpaid overtime under the overtime statute as it existed on November 4, 2020, and applies the prohibition retroactively.

**ESSB 5190 PROVIDING HEALTH CARE WORKERS WITH PRESUMPTIVE BENEFITS
DURING A PUBLIC HEALTH EMERGENCY**

Prime Sponsor: Senator Holy

C 251 L 21 Effective date 5/11/2021.

- Makes certain health care employees who left work to quarantine during a public health emergency eligible for unemployment insurance benefits.
- Provides that misconduct for unemployment insurance purposes does not include certain health care workers entering quarantine related to the disease that is the subject of a public health emergency.
- Provides presumptive workers' compensation coverage for certain health care employees who are in quarantine or contract the disease that is the subject of a public health emergency.

**ESSB 5193 CONCERNING UNEMPLOYMENT INSURANCE SYSTEMS
ENHANCEMENTS, INCLUDING CREATING A RESERVE FORCE OF
UNEMPLOYMENT CLAIM ADJUDICATORS, EFFECTIVE AND
EQUITABLE CLAIMS PROCESSING, AND TRANSPARENT
PERFORMANCE METRICS**

Prime Sponsor: Senator Conway

C 271 L 21 Effective date 7/25/2021.

- Requires the Employment Security Department (ESD) to create a training program to train qualified persons to perform as unemployment insurance claim adjudicators.
- Mandates the Office of Financial Management to assist ESD in identifying agencies with state employees who meet minimum qualifications to be an adjudicator.
- Requires ESD to assure written communications are tested and in plainly understood language; convey statutes and explanations in determinations; work with an advisory committee on certain issues; provide a toll-free number; maintain an online dashboard and provide quarterly performance metrics reports during times of high unemployment; and provide an annual report to the Legislature regarding adjudicator certifications, the number of ESD employees, and the training and hiring costs.
- Provides that ESD must report to the Legislature regarding its progress implementing the act; any new federal programs or funds received by ESD and the use of such funds; any software or technology issues related to claims processing; and any updates on protocols and processes for protecting sensitive data.

**SSB 5254 CONCERNING THE USE OF PROTECTIVE DEVICES AND EQUIPMENT
DURING A PUBLIC HEALTH EMERGENCY**

Prime Sponsor: Senator Salomon

C 146 L 21 Effective date 4/26/2021.

- Requires an employer that does not mandate a specific type of personal protective equipment (PPE) to accommodate an employee's or contractor's voluntary use of that PPE during a public health emergency, subject to certain conditions.

**SSB 5267 REQUIRING ELECTRICAL LICENSING FOR ELECTRICAL WORK
ASSOCIATED WITH FLIPPING PROPERTY**

Prime Sponsor: Senator Saldaña

C 51 L 21 Effective date 7/25/2021.

- Requires persons performing electrical work on certain property offered for sale within one year of obtaining the property to acquire an electrical contractor license or a certified electrician to perform the work.
- Requires persons performing telecommunications work on certain property offered for sale within one year of obtaining the property to acquire a telecommunications contractor license.

ESSB 5284 ELIMINATING SUBMINIMUM WAGE CERTIFICATES FOR PERSONS WITH DISABILITIES

Prime Sponsor: Senator Randall

C 97 L 21 Effective date 7/25/2021.

- Prohibits the Washington Department of Labor and Industries (L&I) from issuing subminimum wage special certificates after July 31, 2023.
- Requires L&I to notify the employer, employee, and other individuals of specific information related to special certificates prior to expiration.
- Provides a process by which special certificates may be extended under certain conditions.
- Mandates the Washington Department of Social and Health Services (DSHS) to continue providing services and technical assistance to individuals with disabilities while prioritizing certificate expirations.
- Requires L&I and DSHS to submit an annual report related to individuals employed under special certificates until all remaining certificates have expired.

ESSB 5355 ESTABLISHING WAGE LIENS

Prime Sponsor: Senator Conway

(HB 1369 Representative Bronoske)

C 102 L 21 Effective date 1/1/2022.

- Creates a statutory wage lien for claims on unpaid wages.
- Creates procedures for establishing, foreclosing, extinguishing, and prioritizing wage liens.

SSB 5384 CONCERNING VOLUNTEER FIREFIGHTERS

Prime Sponsor: Senator Warnick

C 105 L 21 Effective date 4/16/2021.

- Modifies the definition of volunteer firefighter for purposes of employment protection under the Industrial Welfare Act.

SB 5385 CONCERNING THE SIZE OF THE AIRPORT A MUNICIPALITY MUST CONTROL OR OPERATE FOR THAT MUNICIPALITY TO ENACT MINIMUM LABOR STANDARDS FOR EMPLOYEES AT THE AIRPORT

Prime Sponsor: Senator Keiser

C 106 L 21 Effective date 7/25/2021.

- Provides that the number of annual commercial air service boardings at an airport is averaged over the most recent seven years for the minimum size requirement an airport must meet in order for a controlling municipality to enact a minimum labor standard for employees working at the airport.

SSB 5425 CONCERNING EXTENDED BENEFITS IN THE UNEMPLOYMENT INSURANCE SYSTEM

Prime Sponsor: Senator Stanford

(HB 1492 Representative Sells)

C 107 L 21 Effective date 4/16/2021.

- Allows unemployment insurance claimants to be eligible for extended benefits regardless of whether their 52-week benefit year has expired.
- Permits the state's extended benefit program to "trigger on" without having to wait the 13 weeks between extended benefit periods.
- Modifies a job search provision, for the purposes of federal conformity, regarding denying extended benefits for failing to accept an offer of, or apply for, suitable work.

HB 1022 MODIFYING WASHINGTON STATE HORSE RACING COMMISSION PROVISIONS

Prime Sponsor: Representative MacEwen

C 149 L 21 Effective date 7/25/2021.

- Removes the provision prohibiting the state from paying any salary, wages, expenses, or compensation in connection with the work of the Washington Horse Racing Commission until June 30, 2023.

E2SHB 1073 EXPANDING COVERAGE OF THE PAID FAMILY AND MEDICAL LEAVE PROGRAM

Prime Sponsor: Representative Berry

C 109 L 21 Effective date 4/21/2021.

- Provides a pandemic leave assistance employee grant to certain employees who are unable to access their state paid family and medical leave benefits due to the COVID-19 pandemic.
- Outlines employee eligibility for the new grant based on alternate hours worked thresholds.
- Provides a pandemic leave assistance employer grant to employers with fewer than 150 employees who have an employee taking leave and receiving a grant under the act.
- Stipulates that employers and employees receiving pandemic leave assistance grants are subject to the provisions of the Paid Family and Medical Leave Program.

HB 1087 CLARIFYING THE CONTINUITY OF EMPLOYEE FAMILY AND MEDICAL LEAVE RIGHTS

Prime Sponsor: Representative Berry

C 59 L 21 Effective date 4/16/2021.

- Specifies that the Family Leave Act, as it existed prior to January 1, 2020, applies to valid claims based on conduct before that date and the Paid Family and Medical Leave Act applies to claims after that date.

ESHB 1097 INCREASING WORKER PROTECTIONS

Prime Sponsor: Representative Sells

(SB 5090 Senator Keiser)

C 253 L 21 Effective date 7/25/2021.*

- Establishes statutory procedures for an employer to contest an order of immediate restraint (OIR) and appeal alleged violations of the OIR, and authorizes the imposition of civil penalties for violations of an OIR.
- Makes changes to the Washington Industrial Safety and Health Act's anti-retaliation provisions, including prohibiting acts that would deter a reasonable employee from exercising their rights, expanding the time for filing a complaint, and authorizing civil penalties.
- Creates a grant program to assist small businesses in equipment purchases or capital costs during a state of emergency proclamation.

SHB 1206 PROTECTING TEMPORARY WORKERS

Prime Sponsor: Representative Berry

(SB 5218 Senator Keiser)

C 37 L 21 Effective date 7/25/2021.

- Establishes specific standards under the Washington Industrial Safety and Health Act for staffing agencies and worksite employers in the construction and manufacturing industries regarding training, assessing hazards, sharing information, and other requirements.

HB 1289 CONCERNING WINERY WORKFORCE DEVELOPMENT

Prime Sponsor: Representative Chambers

C 123 L 21 Effective date 7/25/2021.

- Permits domestic winery employees who are at least age 18, but under age 21, to engage in wine production and work in a winery's production facility, so long as an adult age 21 years of age or older on duty is supervising.

**HB 1315 CREATING A TASK FORCE TO IDENTIFY THE ROLE OF THE
WORKPLACE IN HELPING CURB DOMESTIC VIOLENCE**

Prime Sponsor: Representative Mosbrucker

C 43 L 21 Effective date 7/25/2021.

- Creates a task force on domestic violence and workplace resources to identify the role of the workplace in helping to curb domestic violence.

ESHB 1443 CONCERNING SOCIAL EQUITY WITHIN THE CANNABIS INDUSTRY

Prime Sponsor: Representative Morgan

(SB 5388 Senator Saldaña)

C 169 L 21 Effective date 7/25/2021.

- Expands the purpose of the Task Force on Social Equity in Cannabis (task force).
- Modifies task force reporting requirements, including adding task force recommendation topics and extending the due date for the final task force recommendations to December 9, 2022.
- Expands eligible applicants and funding activities under the Cannabis Social Equity Technical Assistance Grant Program.
- Authorizes the Department of Commerce to contract to establish a roster of mentors to support and advise certain social equity applicants and licensees.

**SHB 1455 CONCERNING THE USE OF SOCIAL SECURITY NUMBERS BY THE
DEPARTMENT OF LABOR AND INDUSTRIES AND THE EMPLOYMENT
SECURITY DEPARTMENT**

Prime Sponsor: Representative Mosbrucker

C 80 L 21 Effective date 7/25/2021.

- Requires the Employment Security Department and the Department of Labor and Industries to examine their current practices that involve disclosing individuals' full Social Security numbers (SSNs) in agency correspondence with nongovernmental third parties.
- Mandates that if disclosure of the full SSNs in its correspondence with nongovernmental third parties is not required to comply with federal or state law, the agencies must institute procedures to replace the use of full SSNs with other forms of personal identifiers and, by July 1, 2023, cease disclosing full SSNs in this correspondence.

HB 1469 CONCERNING ENHANCED RAFFLE PROCEDURES

Prime Sponsor: Representative Wicks

(SB 5410 Senator Stanford)

C 81 L 21 Effective date 7/25/2021.

- Increases the maximum value of the grand prize for an enhanced raffle from \$5 million to \$10 million.
- Requires the Gambling Commission to address enhanced raffles in its reporting obligations.
- Removes the June 30, 2022 expiration date for the enhanced raffle statute.

**E2SHB 1480 EXTENDING CERTAIN PRIVILEGES GRANTED TO LIQUOR LICENSEES
TO MITIGATE THE IMPACT OF THE CORONAVIRUS PANDEMIC**

Prime Sponsor: Representative MacEwen

(SB 5417 Senator King)

C 48 L 21 Effective date 4/14/2021.

- Extends certain privileges granted by the Liquor and Cannabis Board (LCB) to liquor licensees during the COVID-19 pandemic until July 1, 2023.
- Includes authorizations related to curbside delivery and takeout service or delivery of alcohol products; the sale by restaurants of premixed cocktails, cocktail kits, and wine drinks; and the sale of growlers by certain licensees.
- Requires LCB to adopt rules related to the temporary privileges, directs LCB to consider revising rules to provide greater flexibility for paired food and alcohol sales, and addresses LCB's temporary relaxation of certain requirements.
- Directs LCB to study the impacts of granted privileges with specific initiation and reporting dates.

SHB 1493 CONCERNING JOB SEARCH MONITORING

Prime Sponsor: Representative Sells

(SB 5427 Senator King)

C 82 L 21 Effective date 4/16/2021.

- Allows the Employment Security Department (ESD) to direct the required evidence of job search activities for unemployment insurance claimants until December 31, 2023.
- Removes the requirement for in-person job search activities beginning on January 1, 2024.
- Requires ESD to report to the Legislature detailing the impacts of any flexibilities used in claimant job search methods, monitoring, and outcomes.

LAW & JUSTICE COMMITTEE

SB 5005 CONCERNING BUSINESS CORPORATIONS

Prime Sponsor: Senator Pedersen

C 84 L 21 Effective date 7/25/2021.

- Removes the requirement for consent to provide notices by electronic transmission to shareholders and directors.
- Creates the right for a shareholder to object to electronic transmission of notices.

SSB 5009 ENACTING THE UNIFORM PUBLIC EXPRESSION PROTECTION ACT

Prime Sponsor: Senator Padden

C 259 L 21 Effective date 7/25/2021.

- Establishes the Uniform Public Expression Protection Act.
- Permits a special motion in court for expedited relief against legal claims over public expression.
- Awards costs, litigation expenses, and reasonable attorneys' fees for prevailing parties.

SSB 5011 ADDRESSING ELECTRONIC MEETINGS AND NOTICE PROVISIONS FOR COMMON INTEREST COMMUNITIES, CONDOMINIUMS, AND HOMEOWNERS' ASSOCIATIONS

Prime Sponsor: Senator Pedersen

C 227 L 21 Effective date 7/25/2021.

- Aligns the Homeowners' Association Act, Horizontal Property Regimes Act, and Washington Condominium Act with provisions in the Washington Uniform Common Interest Ownership Act with regard to the electronic transmission of documents; conducting meetings by telephonic, video, or other conferencing process; and unit owner voting in person, by absentee ballot, or by proxy.

ESSB 5024 REDUCING BARRIERS TO CONDOMINIUM CONSTRUCTION

Prime Sponsor: Senator Padden

C 260 L 21 Effective date 7/25/2021.

- Authorizes course of construction inspections of the building enclosure of a multi-unit residential building to be conducted by the architect or engineer of record.
- Allows deposit funds for the purchase of a unit in a common interest community to be used for construction costs if the declarant maintains a surety bond in favor of the purchaser in the amount of the deposit.

SSB 5025 CONCERNING THE CONSUMER PROTECTION IMPROVEMENT ACT

Prime Sponsor: Senator Rolfes

C 228 L 21 Effective date 7/25/2021.

- Increases maximum civil penalties for a violation of the Consumer Protection Act.
- Enhances penalties that may apply to unlawful acts or practices targeting specific individuals or communities based on demographic characteristics.

SB 5027 CONCERNING CLOSED CAPTIONING ON TELEVISIONS IN PLACES OF PUBLIC ACCOMMODATION

Prime Sponsor: Senator Padden

C 229 L 21 Effective date 7/25/2021.

- Requires closed captioning to be activated on televisions in places of public accommodation with limited exceptions.
- Subjects violators to an initial civil fine up to \$75 for each violation and \$150 for subsequent violations.

SSB 5034 CONCERNING NONPROFIT CORPORATIONS

Prime Sponsor: Senator Pedersen

C 176 L 21 Effective date 1/1/2022.*

- Repeals the Washington Nonprofit Corporation Act and proposes a comprehensive revision to both new and existing nonprofit corporations.
- Modernizes the act loosely based on the American Bar Association’s Model Nonprofit Corporation Act.

ESSB 5038 PROHIBITING THE OPEN CARRY OF CERTAIN WEAPONS AT PUBLIC PERMITTED DEMONSTRATIONS AND THE STATE CAPITOL

Prime Sponsor: Senator Kuderer

C 261 L 21 Effective date 5/12/2021.

- Prohibits the open carry of a firearm or other weapons at or near public demonstrations, the west state capitol grounds, capitol grounds buildings, and other legislative locations.
- Provides an exception for federal, state, and local law enforcement officers.
- Makes violations of these prohibitions a gross misdemeanor.

E2SSB 5051 CONCERNING STATE OVERSIGHT AND ACCOUNTABILITY OF PEACE OFFICERS AND CORRECTIONS OFFICERS

Prime Sponsor: Senator Pedersen

(HB 1082 Representative Goodman)

C 323 L 21 Effective date 7/25/2021.

- Modifies the priorities and composition of the Criminal Justice Training Commission (CJTC).
- Expands the background investigation requirements for persons applying for peace officer, reserve officer, and corrections officer positions.
- Expands the conduct for which the certification of a peace officer or a corrections officer may be revoked.
- Requires employing agencies to report all separation and disciplinary matters regarding a certified officer to the CJTC.
- Removes confidentiality of complaints, investigations, and disciplinary actions for certified officers and requires information be maintained on a publicly searchable database.

SSB 5066 CONCERNING A PEACE OFFICER'S DUTY TO INTERVENE

Prime Sponsor: Senator Dhingra

C 321 L 21 Effective date 7/25/2021.

- Requires a peace officer to intervene when the officer witnesses a fellow peace officer engaging in the use of excessive force.
- Requires a peace officer who observes wrongdoing by a fellow officer to report the wrongdoing to a supervisor.
- Requires law enforcement agencies to adopt written policies on the duty to intervene and ensure that all law enforcement officers obtain training on the policy through the Criminal Justice Training Commission.

SB 5132 CONCERNING TRUSTS AND ESTATES

Prime Sponsor: Senator Pedersen

C 140 L 21 Effective date 7/25/2021.*

- Creates the Uniform Electronic Wills Act, the Uniform Fiduciary Income and Principal Act, and the Uniform Powers of Appointment Act.

ESB 5135 CONCERNING UNLAWFULLY SUMMONING A POLICE OFFICER

Prime Sponsor: Senator Das

C 330 L 21 Effective date 7/25/2021.

- Authorizes a civil cause of action for falsely summoning a police officer with the ability to recover economic and noneconomic damages, punitive damages, and reasonable costs and attorneys' fees.

**ESB 5164 RESENTENCING OF INDIVIDUALS SENTENCED AS A PERSISTENT
OFFENDER DUE TO A ROBBERY IN THE SECOND DEGREE CONVICTION**

Prime Sponsor: Senator Darneille

C 141 L 21 Effective date 7/25/2021.

- Requires resentencing of offenders previously sentenced to life without parole because of a conviction for robbery in the second degree.

**SB 5177 ELIMINATING PROOF OF NONMARRIAGE AS AN ELEMENT OF A SEX
OFFENSE**

Prime Sponsor: Senator Cleveland

C 142 L 21 Effective date 4/26/2021.

- Removes the requirement that the state prove the perpetrator was not married to the victim as an element of a sex crime involving a minor or vulnerable adult.

ESSB 5180 VACATING CERTAIN CONVICTIONS

Prime Sponsor: Senator Dhingra

C 237 L 21 Effective date 7/25/2021.

- Establishes a process for applying to vacate convictions for offenses that were committed as a result of being a victim of sex trafficking, prostitution, commercial sexual abuse of a minor, sexual assault, or domestic violence.

**SSB 5185 CONCERNING CAPACITY TO PROVIDE INFORMED CONSENT FOR
HEALTH CARE DECISIONS**

Prime Sponsor: Senator Pedersen

C 270 L 21 Effective date 1/1/2022.

- Establishes a presumption that a person has the capacity to make health care decisions if they are of age and not subject to a guardianship.
- Allows a health care provider to overcome the presumption of capacity by reasonably determining the person has demonstrated an inability to understand and appreciate the nature and consequences of a health care condition or proposed treatment.
- Changes terminology referring to persons who have an appointed guardian, and persons who are competent or not legally competent, to instead refer to whether the person has capacity.

**SB 5225 CONCERNING DIRECT APPEALS TO THE COURT OF APPEALS OF CASES
BROUGHT UNDER THE ADMINISTRATIVE PROCEDURE ACT AND THE
LAND USE PETITION ACT**

Prime Sponsor: Senator Hunt

C 305 L 21 Effective date 6/13/2021.*

- Creates a process for direct appeal to the court of appeals for cases brought under the Administrative Procedure Act or Land Use Petition Act.

**ESSB 5226 CONCERNING THE SUSPENSION OF LICENSES FOR TRAFFIC
INFRACTIONS**

Prime Sponsor: Senator Salomon

C 240 L 21 Effective date 1/1/2023.

- Eliminates driver license suspensions for failure to pay a traffic infraction for a moving violation.
- Authorizes driver license suspensions when a person fails to comply with a payment plan and fails to appear when requested by the court to appear and show evidence of ability to pay.
- Authorizes the Department of Licensing (DOL) to reinstate all driver licenses suspended for reasons that are no longer grounds for suspension.
- Requires DOL to take reasonable steps to publicize information regarding the availability of relief to reinstate a suspended license and create an online application process for people to apply for reinstatement.
- Delays the effective date until January 1, 2023.

E2SSB 5259 CONCERNING LAW ENFORCEMENT DATA COLLECTION

Prime Sponsor: Senator Nobles

(HB 1092 Representative Lovick)

C 326 L 21 Effective date 7/25/2021.

- Requires the Attorney General's Office to establish an advisory group to make recommendations for implementation of a program for statewide data collection, reporting, and publication of use of force data by April 1, 2022.
- Directs the Attorney General's Office to engage in a competitive procurement process to select a Washington private or public institution of higher education to design, develop, and manage the data collection program.
- Requires all law enforcement agencies to report all instances of the use of force to the university no later than three months after the Attorney General's Office determines the contractor can accept reports.

ESSB 5263 CONCERNING DEFENSES IN PERSONAL INJURY AND WRONGFUL DEATH ACTIONS WHERE THE PERSON INJURED OR KILLED WAS COMMITTING A FELONY

Prime Sponsor: Senator Frockt

C 325 L 21 Effective date 7/25/2021.

- Narrows the complete defense against any personal injury or wrongful death lawsuits for damages arising out of law enforcement activities to instances where the finder of fact has determined beyond a reasonable doubt the person injured or killed was engaged in the commission of a felony which was a proximate cause of the injury or death.

SSB 5271 AMENDING THE NECESSARY ELEMENTS OF PROOF OF INJURY DURING THE STATE OF EMERGENCY DECLARED DUE TO THE COVID-19 PANDEMIC

Prime Sponsor: Senator Wagoner

C 241 L 21 Effective date 5/10/2021.

- Provides a method for determining the standard of care required by a health care provider during the state of emergency in response to the COVID-19 pandemic.

2SSB 5293 ADDRESSING MENTAL HEALTH SENTENCING ALTERNATIVES

Prime Sponsor: Senator Nobles

C 242 L 21 Partial Veto Effective date 7/25/2021.

- Creates a mental health sentencing alternative allowing imposition of a period of community custody and mental health treatment in lieu of a standard range sentence for certain defendants who are diagnosed with a serious mental illness.
- Provides court discretion and victim input on whether a mental health sentencing alternative should be imposed.
- Specifies conditions of supervision for persons participating in the sentencing alternative.
- Allows the court to schedule progress hearings to monitor the defendant during the sentencing alternative.

Partial Veto Summary:

- Removed the emergency clause.

SB 5347 CONCERNING MEMBER VOTING METHODS

Prime Sponsor: Senator Padden

C 101 L 21 Effective date 7/25/2021.

- Adds electronic voting as an allowable method for a member of a cooperative association.

ESSB 5353 CREATING A PARTNERSHIP MODEL THAT FACILITATES COMMUNITY ENGAGEMENT WITH LAW ENFORCEMENT

Prime Sponsor: Senator Conway

C 327 L 21 Effective date 7/25/2021.

- Directs the Department of Commerce to create and maintain a grant program to foster community engagement through neighborhood organizing, law enforcement-community partnerships, youth mobilization, and business engagement.
- Requires a grant award to 12 to 15 counties in the state that demonstrate a commitment to community engagement in public safety.

SSB 5361 CONCERNING THE RESENTENCING OF PERSONS CONVICTED OF DRUG OFFENSES

Prime Sponsor: Senator McCune

C 286 L 21 Effective date 5/12/2021.

- Expands the criteria by which a person convicted of a drug offense prior to July 1, 2004, may be re-sentenced.

ESSB 5408 CONCERNING THE HOMESTEAD EXEMPTION

Prime Sponsor: Senator Stanford

C 290 L 21 Effective date 5/12/2021.

- Changes the homestead exemption to the greater of \$125,000 or the county median sale price of a single family home.
- Defines a forced sale to include any sale of the homestead property in a bankruptcy proceeding.
- Allows appreciation of the property to be included in the exemption after a bankruptcy filing, even if it exceeds the statutory limit.

HB 1001 ESTABLISHING A LAW ENFORCEMENT PROFESSIONAL DEVELOPMENT OUTREACH GRANT PROGRAM

Prime Sponsor: Representative Maycumber

C 52 L 21 Effective date 7/25/2021.

- Authorizes the development of a two-year grant program to encourage a broader diversity of candidates to seek careers in law enforcement.

HB 1042 **REVISING THE INTERNATIONAL APPLICATION OF THE UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT TO PROTECT FAMILIES FROM FACING THE DEATH PENALTY IN CERTAIN FOREIGN JURISDICTIONS ON THE BASIS OF RELIGIOUS BELIEFS, POLITICAL BELIEFS, OR SEXUAL ORIENTATION**

Prime Sponsor: Representative Thai

C 23 L 21 Effective date 4/14/2021.

- Allows Washington courts to refrain from applying Uniform Child Custody Jurisdiction and Enforcement Act standards in international custody matters if a parent or child are at demonstrable risk of being subject to laws of a foreign country that carries a death sentence for apostasy, or a sincerely held religious belief or practice, or homosexuality.

ESHB 1054 **ESTABLISHING REQUIREMENTS FOR TACTICS AND EQUIPMENT USED BY PEACE OFFICERS**

Prime Sponsor: Representative Johnson, J.

C 320 L 21 Effective date 7/25/2021.

- Prohibits a peace officer from using chokeholds and neck restraints in the course of their duties.
- Requires the Criminal Justice Training Commission to convene a work group and develop a model policy for training and use of canine teams.
- Establishes guidelines for when a law enforcement agency may authorize the use of tear gas.
- Prohibits law enforcement agencies from acquiring certain specified military equipment.
- Outlines limited parameters for when a peace officer may engage in a vehicular pursuit or fire upon a moving vehicle.
- Requires uniformed peace officers to clearly display the officer's name or other identifiable information.
- Prohibits the court from issuing a "no knock" search or arrest warrant.

HB 1072 **REMOVING ONLY ONE OF THE RESTRICTIONS ON THE USE OF CIVIL LEGAL AID FUNDS**

Prime Sponsor: Representative Lekanoff

C 58 L 21 Effective date 7/25/2021.

- Removes the restriction of using civil legal aid funds for representing individuals in the United States without legal authority.

SHB 1088 CONCERNING POTENTIAL IMPEACHMENT DISCLOSURES

Prime Sponsor: Representative Lovick

(SB 5067 Senator Dhingra)

C 322 L 21 Effective date 7/25/2021.

- Requires each county prosecutor to develop and adopt a written protocol addressing potential impeachment disclosures no later than July 1, 2022, and reviewed every two years thereafter.
- Mandates law enforcement agencies to inquire whether an officer is subject to potential impeachment disclosures prior to hiring an officer with previous law enforcement experience, and share potentially exculpatory information with local prosecuting authorities at the time of hire and anytime such conduct is discovered during an officer's employment.
- Provides immunity from civil liability to public officials, employees, and agencies for sharing impeachment disclosure information in good faith.

**E2SHB 1089 CONCERNING COMPLIANCE AUDITS OF REQUIREMENTS RELATING
TO PEACE OFFICERS AND LAW ENFORCEMENT AGENCIES**

Prime Sponsor: Representative Ramos

(SB 5069 Senator Dhingra)

C 319 L 21 Effective date 7/25/2021.

- Authorizes the Washington State Auditor to audit any use of deadly force incident by a Washington peace officer at the conclusion of an investigation to determine whether the actions of the law enforcement agency, investigative body, and prosecutor's office complied with all laws and procedures.
- Authorizes the Criminal Justice Training Commission to request an audit of any law enforcement agency to determine whether the agency is in compliance with all laws, policies, and procedures governing the training and certification of peace officers employed by the agency.

ESHB 1109 CONCERNING VICTIMS OF SEXUAL ASSAULT

Prime Sponsor: Representative Orwall

C 118 L 21 Effective date 4/26/2021.

- Modifies the collection and reporting of the status of investigations for sexual assault cases.
- Requires the state to conduct a case review program for improving training and case outcomes.
- Expands the rights of sexual assault survivors.

HB 1167 CONCERNING THURSTON COUNTY SUPERIOR COURT JUDGES

Prime Sponsor: Representative Bateman

C 63 L 21 Effective date 7/25/2021.

- Creates an additional superior court position for Thurston County on November 1, 2021.
- Requires the county legislative authority to document their approval and agreement to pay for the position to be effective.

SHB 1171 AMENDING CHILD SUPPORT INCOME WITHHOLDING PROVISIONS TO COMPLY WITH FEDERAL CHILD SUPPORT PROGRAM REQUIREMENTS

Prime Sponsor: Representative Walen

C 35 L 21 Effective date 7/25/2021.*

- Requires enforcement of a child support obligation through income withholding be through use of an income withholding order and form that complies with the requirements of federal law.
- Provides that child support may not be enforced through a garnishment against wages or other earnings under the garnishment laws, but must instead be enforced under child support enforcement laws.

EHB 1192 MAKING TECHNICAL CORRECTIONS AND REMOVING OBSOLETE LANGUAGE FROM THE REVISED CODE OF WASHINGTON PURSUANT TO RCW 1.08.025

Prime Sponsor: Representative Goodman

C 65 L 21 Effective date 7/25/2021.*

- Corrects technical deficiencies in the Revised Code of Washington.

SHB 1209 CONCERNING IMMUNITY PROTECTION FOR NONMEDICAL ASSISTANCE

Prime Sponsor: Representative Bronoske

C 66 L 21 Effective date 7/25/2021.

- Establishes immunity to civil liability for volunteer providers of certain nonmedical care who are acting in emergencies.
- Provides exception to immunity for gross negligence, or willful or wanton misconduct.

**SHB 1223 ENACTING THE UNIFORM ELECTRONIC RECORDATION OF
CUSTODIAL INTERROGATIONS ACT**

Prime Sponsor: Representative Peterson

C 329 L 21 Effective date 7/25/2021.*

- Requires law enforcement officers to electronically record custodial interrogations at places of detention if the interrogation is of a juvenile or related to a felony.
- Requires law enforcement officers to electronically record audio and video of qualifying custodial interrogations at a jail, police or sheriff's station, holding cell, or correctional or detention facility, and, at minimum, audio of qualifying custodial interrogations at any other place of detention.
- Requires law enforcement agencies to establish and enforce rules and procedures relating to electronic recordings of custodial interrogations.

**ESHB 1267 CONCERNING INVESTIGATION OF POTENTIAL CRIMINAL CONDUCT
ARISING FROM POLICE USE OF FORCE, INCLUDING CUSTODIAL
INJURIES, AND OTHER OFFICER-INVOLVED INCIDENTS**

Prime Sponsor: Representative Entenman

C 318 L 21 Effective date 7/25/2021.

- Creates the Office of Independent Investigations (OII) within the Office of the Governor for conducting fair and competent investigations of police use of force incidents.
- Imparts OII with jurisdiction to investigate any deadly force incident occurring after July 1, 2022, involving a general authority or limited authority peace officer, adult corrections officer, or juvenile detention officer.
- Outlines qualifications and training for investigators as well as parameters for the investigatory process.
- Establishes an advisory board to assist the Governor with selecting a director, assisting the director with plans for implementation, and receiving data to make recommendations on future expansion of OII jurisdiction.

**SHB 1294 ADDRESSING MISDEMEANANT SUPERVISION SERVICES BY LIMITED
JURISDICTION COURTS**

Prime Sponsor: Representative Goodman

C 41 L 21 Effective date 7/25/2021.

- Authorizes limited jurisdiction courts to enter into interlocal agreements for pretrial and post-judgment supervision services.
- Establishes criteria governing the formation and scope of the interlocal agreements.
- Extends the limited immunity for misdemeanor supervision services to persons operating through an interlocal agreement.

E2SHB 1310 CONCERNING PERMISSIBLE USES OF FORCE BY LAW ENFORCEMENT AND CORRECTIONAL OFFICERS

Prime Sponsor: Representative Johnson, J.

C 324 L 21 Effective date 7/25/2021.

- Establishes a civil standard for peace officer use of physical and deadly force.
- Requires the attorney general to develop model policies on law enforcement's use of force and de-escalation tactics and requires individual law enforcement agencies to adopt policies consistent with the model policies.

E2SHB 1320 MODERNIZING, HARMONIZING, AND IMPROVING THE EFFICACY AND ACCESSIBILITY OF LAWS CONCERNING CIVIL PROTECTION ORDERS

Prime Sponsor: Representative Goodman

(SB 5297 Senator Dhingra)

C 215 L 21 Effective date 7/1/2021.*

- Modernizes and harmonizes different civil protection order proceedings.

SHB 1416 CONCERNING THE REPORTING OF DEBT INFORMATION BY INSURERS TO ENHANCE THE COLLECTION OF PAST-DUE CHILD SUPPORT

Prime Sponsor: Representative Walen

C 168 L 21 Effective date 1/1/2022.

- Requires insurance companies to submit information about a claimant to an insurance claim data collection organization for matching information with certain child support databases to intercept insurance claim payments for collection of past-due child support.

EHB 1482 ADDRESSING FORECLOSURE PROTECTIONS FOR HOMEOWNERS IN COMMON INTEREST COMMUNITIES

Prime Sponsor: Representative Walsh

C 222 L 21 Effective date 5/10/2021.*

- Establishes requirements before a homeowner's association can foreclose against an owner's property in a common interest community for the payment of overdue assessments.
- Extends foreclosure protections to communities governed by the Washington Uniform Common Interest Ownership Act, the Condominium Act, the Horizontal Property Regimes Act, and laws governing homeowners' associations.

HB 1525 CONCERNING ENFORCEMENT OF JUDGMENTS

Prime Sponsor: Representative Walen

C 50 L 21 Effective date 7/25/2021.

- Establishes automatic protection from attachment, execution, and garnishment for certain funds held by financial institutions.
- Requires writs of garnishment to include instructions to financial institutions directing such institutions to comply with the automatic protections.

STATE GOVERNMENT & ELECTIONS COMMITTEE

SSB 5013 CONCERNING LOCAL REDISTRICTING DEADLINES

Prime Sponsor: Senator Hunt

C 173 L 21 Effective date 5/3/2021.*

- Requires counties, cities, and special purpose districts that elect their governing bodies with district-based systems (certain jurisdictions) to prepare redistricting plans by December 31, 2021 for 2022 elections, or November 15, 2022 for 2023 elections.
- Requires, in future redistricting cycles, certain jurisdictions to prepare redistricting plans by the earlier of eight months after the receipt of census data, or November 15th of the year ending in one.

SB 5015 CONCERNING FRAUDULENT PORTRAYAL OF BALLOT DROP BOXES

Prime Sponsor: Senator Hunt

C 85 L 21 Effective date 7/25/2021.

- Makes the misrepresentation of an unofficial ballot collection site or device as an official ballot drop box punishable as a gross misdemeanor.

SB 5032 CONCERNING THE REAUTHORIZATION AND IMPROVEMENTS TO ALTERNATIVE PUBLIC WORKS CONTRACTING PROCEDURES

Prime Sponsor: Senator Hasegawa

C 230 L 21 Effective date 5/10/2021.

- Reauthorizes the use of alternative public works contracting procedures subject to another sunset review in ten years.
- Amends the duties and membership of the Capital Projects Advisory Review Board.
- Amends the design-build, general contractor/construction manager, and job order contracting procedures.
- Requires the Capital Projects Advisory Review Board to develop best practices for increasing and sustaining access to contracting opportunities in alternative public works for minority, women, and veteran-owned businesses, and small businesses, and report to the Legislature any recommendations for changes to the statute by June 30, 2022.

SB 5101 ESTABLISHING TRIBAL REPRESENTATION ON THE EMERGENCY MANAGEMENT COUNCIL

Prime Sponsor: Senator Stanford

C 233 L 21 Effective date 7/25/2021.

- Adds two representatives of federally recognized tribes to the Emergency Management Council.

SB 5131 CONCERNING COUNTY CLERKS DUTIES RELATED TO RECALL PETITIONS

Prime Sponsor: Senator Holy

C 92 L 21 Effective date 7/25/2021.

- Changes responsibility for notifying recall parties of the hearing date from the clerk to the superior court.
- Changes responsibility for transmitting the recall ballot synopsis from the superior court to the clerk.

SB 5303 EXEMPTING UNITED STATES FOOD AND DRUG ADMINISTRATION NONPUBLIC INFORMATION FROM DISCLOSURE UNDER THE STATE PUBLIC DISCLOSURE ACT

Prime Sponsor: Senator Hunt

C 99 L 21 Effective date 7/25/2021.

- Exempts from disclosure requirements certain information obtained by the Department of Health public health laboratories from the Food and Drug Administration for monitoring food contamination.

SSB 5403 CONCERNING THE INTERAGENCY, MULTIJURISDICTIONAL SYSTEM IMPROVEMENT TEAM

Prime Sponsor: Senator Wellman

C 190 L 21 Effective date 7/25/2021.

- Extends the expiration of the Interagency, Multijurisdictional System Improvement Team until June 30, 2025.

ESSB 5405 INSTRUCTING THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE TO PERFORM RACIAL EQUITY ANALYSES

Prime Sponsor: Senator Hasegawa

C 310 L 21 Partial Veto Effective date 7/25/2021.

- Requires the Joint Legislative Audit and Review Committee (JLARC) to incorporate a racial equity analysis, or note if a racial equity analysis is not necessary or appropriate, in its performance audits, sunset reviews, and other audits or reports.
- Requires JLARC to complete a racial equity analysis by December 31, 2021, on the impact of the restrictions on in-person K-12 education put in place since the COVID-19 state of emergency declared on February 29, 2020.

Partial Veto Summary:

- Removed the requirement for JLARC to complete a racial equity analysis by December 31, 2021, on the impact of the restrictions on in-person K-12 education put in place since the state of emergency declared on February 29, 2020, due to COVID-19.

SHB 1016 MAKING JUNETEENTH A LEGAL HOLIDAY

Prime Sponsor: Representative Morgan
C 295 L 21 Effective date 7/25/2021.

- Designates June 19, recognized as Juneteenth, as a state legal holiday.

ESHB 1068 EXEMPTING ELECTION SECURITY INFORMATION FROM PUBLIC RECORDS DISCLOSURE

Prime Sponsor: Representative Dolan
C 26 L 21 Effective date 4/14/2021.

- Exempts continuity of operations plans for election operations, security risk assessments, and other election security records, and portions of records that contain information related to election security, operations, and infrastructure from public disclosure requirements.
- Clarifies that information or records pertaining to security breaches, with exceptions, are not exempt from disclosure requirements.
- Clarifies that election security exemptions from disclosure requirements do not prohibit conducting an audit.

ESHB 1078 RESTORING VOTER ELIGIBILITY FOR ALL PERSONS CONVICTED OF A FELONY OFFENSE WHO ARE NOT IN TOTAL CONFINEMENT UNDER THE JURISDICTION OF THE DEPARTMENT OF CORRECTIONS

Prime Sponsor: Representative Simmons *(SB 5086 Senator Kuderer)*
C 10 L 21 Effective date 1/1/2022.

- Restores voting rights automatically to a person convicted of a felony when they are not serving a sentence of total confinement under the jurisdiction of the Department of Corrections.
- Removes provisions authorizing the revocation of provisional restoration of voting rights upon failure to pay legal financial obligations.
- Requires the Secretary of State to compare a list of registered voters to a list of persons ineligible to vote by reason of a felony conviction monthly.
- Makes conforming changes to the voter registration oath, voter declaration, and eligibility to serve as a juror.

SHB 1250 DESIGNATING WASHINGTON A PURPLE HEART STATE

Prime Sponsor: Representative Orcutt

C 213 L 21 Effective date 7/25/2021.

- Designates Washington as a Purple Heart State that honors people who have received the Purple Heart award.
- Authorizes various agencies to erect signs recognizing Washington is a Purple Heart State and to accept gifts or donations to assist efforts related to Washington being a Purple Heart State.
- Creates three accounts in the custody of the state treasurer where the gifts and donations received by the specified agencies must be deposited.

EHB 1271 ENSURING CONTINUITY OF OPERATIONS IN THE OFFICES OF COUNTY ELECTED OFFICIALS DURING THE CURRENT COVID-19 PANDEMIC AND FUTURE PUBLIC HEALTH CRISES

Prime Sponsor: Representative Orwall

C 122 L 21 Effective date 7/25/2021.*

- Authorizes electronic processes for court clerks attending a virtual proceeding, county assessors making a review of taxable real property, inspection of public documents, and public auctions of real property under execution.
- Adds coroners and medical examiners to the Emergency Management Council, to the definition of first responders for personal emergency response services, and to government agencies that may access Department of Licensing photos.
- Allows the state auditor to extend the due date for a local government financial report by 30 days during a Governor declared state of emergency.
- Allows remaining amounts due on annual tax assessments of personal property over \$50 to be paid by October 31st when at least half of the tax due, along with all applicable interest and penalties, is paid after April 30th, but before October 31st.

ESHB 1372 REPLACING THE MARCUS WHITMAN STATUE IN THE NATIONAL STATUARY HALL COLLECTION WITH A STATUE OF BILLY FRANK JR

Prime Sponsor: Representative Lekanoff

(SB 5419 Senator Stanford)

C 20 L 21 Effective date 7/25/2021.

- Expresses the Legislature's request to the United States Joint Committee on the Library of Congress to replace the Marcus Whitman statue from the National Statuary Hall Collection at the U.S. Capitol with a statue of Billy Frank Jr., and requires the Governor to send a written request of the same.
- Creates the Billy Frank Jr. National Statuary Hall Selection Committee to act on behalf of the state in carrying out the replacement process.
- Requires the Governor to coordinate with the legislative body of the county selected as the relocation site for the Marcus Whitman statue, to carry out the relocation and transfer of ownership for the statue.

TRANSPORTATION COMMITTEE

SB 5016 CONCERNING TRACKED AND WHEELED ALL-TERRAIN VEHICLES

Prime Sponsor: Senator Warnick

C 86 L 21 Effective date 7/25/2021.

- Allows a wheeled all-terrain vehicle (WATV) to also be registered and used as a snowmobile like vehicle defined as a tracked all-terrain vehicle.
- Requires a WATV previously converted to a tracked all-terrain vehicle to meet applicable federal and state safety standards before being used again on public roads as a WATV.

ESB 5026 CONCERNING MONEYS AVAILABLE TO A PORT DISTRICT ALLOCATED FOR THE PURCHASE OF ZERO AND NEAR ZERO EMISSIONS CARGO HANDLING EQUIPMENT

Prime Sponsor: Senator Salomon

C 88 L 21 Effective date 7/25/2021.

- Prohibits the use of port district funds to purchase fully automated marine container cargo handling equipment until December 31, 2031.

SB 5031 CONCERNING A COMMUNITY AVIATION REVITALIZATION LOAN PROGRAM

Prime Sponsor: Senator

(HB 1030 Representative Dent)

Honeyford

C 175 L 21 Effective date 6/30/2021.

- Creates a Community Aviation Revitalization Board to provide loans to certain airports available for public use to support general aviation activities.
- Requires the Washington State Department of Transportation to support the board.

SSB 5152 ENHANCING DATA STEWARDSHIP AND PRIVACY PROTECTIONS FOR VEHICLE AND DRIVER DATA

Prime Sponsor: Senator Nguyen

C 93 L 21 Effective date 7/25/2021.

- Defines personal or identity information that are applicable to all driver and vehicle records the Department of Licensing (DOL) administers.
- Requires DOL to enter into a contract prior to providing data containing personal or identity information and specifies the minimum contract provisions.
- Creates a new civil penalty of up to \$20,000 per incident of unauthorized disclosure or use of personal or identity information.

SSB 5165 MAKING TRANSPORTATION APPROPRIATIONS FOR THE 2021-2023 FISCAL BIENNIUM

Prime Sponsor: Senator Hobbs

(HB 1135 Representative Fey)

C 333 L 21 Partial Veto Effective date 5/18/2021.

- Makes transportation appropriations for the 2021-23 fiscal biennium and adjusts supplemental appropriations for the 2019-2021 biennium.

Partial Veto Summary:

- Removed several items in the 2021-2023 biennial and the 2019-21 supplemental appropriations.

2SSB 5192 SUPPORTING ACCESS TO ELECTRIC VEHICLE SUPPLY EQUIPMENT

Prime Sponsor: Senator Das

C 238 L 21 Effective date 7/25/2021.

- Creates a regulatory framework for electric vehicle supply equipment (EVSE) that is available to the public for electric vehicle charging.
- Requires EVSE providers to clearly disclose all charges, fees, and costs associated with a charging session at the point of sale.
- Requires the Washington State Department of Agriculture (WSDA) to adopt rules specifying the deadlines for publicly available EVSE to accept multiple methods of payment for a charging session.
- Directs WSDA to adopt rules regarding interoperability standards, electric vehicle fueling systems, and the sale of electricity as a vehicle fuel applicable to publicly available EVSE.

SSB 5381 ADDRESSING FISH PASSAGE PROJECT PERMIT STREAMLINING

Prime Sponsor: Senator Hobbs

C 289 L 21 Effective date 7/25/2021.

- Establishes that Washington State Department of Transportation (WSDOT) fish barrier correction portions of broader transportation projects and fish habitat enhancement projects and restoration projects sponsored by tribes, may receive a streamlined project review for hydraulic permit approvals, and shortens the Department of Fish and Wildlife's timeline for reviewing WSDOT fish barrier correction projects to 30 days.
- Clarifies that local governments are allowed to charge fees or impose requirements, or both, for fish habitat enhancement projects to comply with National Flood Insurance Program requirements.
- Exempts public projects for the primary purpose of fish passage improvement or fish barrier removal and forest practices hydraulic projects to improve fish or wildlife habitat approved by the Department of Natural Resources from the substantial development permit requirements of the Shoreline Management Act.
- Requires WSDOT to work with the Department of Ecology, Department of Fish and Wildlife, and federal environmental permitting agencies to streamline the federal permitting process for fish passage barrier correction projects.

ESSB 5452 CONCERNING ELECTRIC-ASSISTED BICYCLES

Prime Sponsor: Senator Cleveland

C 191 L 21 Effective date 7/25/2021.

- Directs the Washington Department of Fish and Wildlife (WDFW) and Department of Natural Resources (DNR) to undergo a public process to collect information on e-bike use on natural surface trails and roads that are limited to non-motorized use to determine where e-bike operation may occur and which classes of e-bikes are acceptable on such trails and roads.
- Requires the public process at a minimum include input from a list of interested parties and user groups and directs the agencies to report their findings to the Legislature by January 1, 2022.
- Authorizes persons who possess a current parking placard for persons with disabilities to use class 1 and class 2 e-bikes on nonmotorized natural surface trails and closed roads on lands managed by DNR and by WDFW until June 30, 2023.

SSB 5460 IMPLEMENTING RECOMMENDATIONS OF THE AUTONOMOUS VEHICLE WORK GROUP

Prime Sponsor: Senator Nguyen

C 193 L 21 Effective date 7/25/2021.*

- Defines autonomous as a level four or five driving automation system as provided in the Society of Automotive Engineering International's standard J3016.
- Removes the prohibition of operating, on a public road, a motor vehicle equipped with a television viewer, screen, or other means of visually receiving a television broadcast when the moving images are visible to the driver.
- Delays the effective date of the Department of Licensing Autonomous Vehicle Self-certification Testing Pilot Program and the addition of the definition of "autonomous" to October 1, 2022.

SHB 1107 EXPANDING CERTAIN NONRESIDENT VESSEL PERMIT PROVISIONS

Prime Sponsor: Representative Chapman

C 150 L 21 Effective date 7/25/2021.

- Expands the authority to obtain nonresident vessel permits, primarily regarding nonresident vessels owned by an entity other than a person.
- Imposes a use tax on nonresident vessel permits for a charter with a captain or crew based on the fair rental value of the bare vessel being chartered.
- Increases the maximum length of permitted vessels.
- Allows for nonresident charter vessels.
- Removes the maximum number of individual permits allowed.
- Extends the authority to obtain permits through 2029.

HB 1115 **IMPLEMENTING COST RECOVERY OF STATE AGENCY CREDIT CARD AND TRANSACTION FEES AND RELATED COSTS FOR DRIVER AND VEHICLE FEE TRANSACTIONS**

Prime Sponsor: Representative Fey

(SB 5167 Senator Hobbs)

C 32 L 21 Effective date 7/1/2021.

- Makes permanent provisions related to requiring credit card service fees to be charged for both in office and on-line vehicle and driver licensing activities by the Department of Licensing.

SHB 1137 **ELEVATING ROAD MAINTENANCE AND PRESERVATION IN TRANSPORTATION PLANNING**

Prime Sponsor: Representative McCaslin

(SB 5465 Senator Padden)

C 153 L 21 Effective date 7/25/2021.

- Requires state transportation agencies to perform their duties while prioritizing the state transportation policy goals of preservation and safety.

SHB 1207 **IMPROVING ACCESS TO DEPARTMENT OF LICENSING ISSUED DOCUMENTS BY EXTENDING THE ISSUANCE PERIOD OF DRIVER LICENSES AND IDENTICARDS TO EIGHT YEARS, ALLOWING ONLINE ISSUANCE AND RENEWAL OF INSTRUCTION PERMITS, AND EXPANDING ONLINE RENEWAL OF DRIVER LICENSES AND IDENTICARDS**

Prime Sponsor: Representative Ramel

(SB 5270 Senator Liias)

C 158 L 21 Effective date 7/25/2021.*

- Extends the renewal cycle for standard and enhanced driver licenses, standard and enhanced identicards, commercial driver licenses, and motorcycle endorsements from six years to eight years and adjusts the associated fees to reflect the new terms while retaining an option for a six-year renewal term.
- Allows online issuance and renewal of non-photo driver instruction permits.
- Requires remote photo capture at driver license and identicard online renewal beginning January 2023.
- Allows driver licenses and identicards to be renewed online any time through July 2024.
- Specifies that photos must be updated at least every 16 years for persons over 30, and every eight years for persons under 30.
- Requires the Department of Licensing to complete a study of the impacts to employment, backlog reduction, access to services, and other topics and report by December 2023.

**EHB 1251 CONCERNING THE AUTHORIZATION OF WHEELED ALL-TERRAIN
VEHICLES ON STATE HIGHWAYS**

Prime Sponsor: Representative Orcutt

C 121 L 21 Effective date 7/25/2021.

- Expands the locations where a person may potentially operate a wheeled all-terrain vehicle (WATV) on numbered state routes to unincorporated areas with a posted speed limit of 35 miles per hour or less.
- Makes the operation of a WATV upon a numbered state route segment in unincorporated territory contingent upon the passage of an ordinance approving the operation on the segment by the legislative authority of the county in which the numbered state route segment is located.

SHB 1269 ADDRESSING MOTOR VEHICLE TRANSPORTER LICENSE PLATES

Prime Sponsor: Representative Kirby

C 161 L 21 Effective date 1/1/2022.

- Limits the number of license plate sets for a vehicle transporter business to no more than ten.
- Increases the fees for a vehicle transporter license and transporter license plates.
- Requires the loss, theft, or damaging of transporter license plates or indicator tabs to be reported within ten days.
- Restricts the use of transporter license plates and indicator tabs to Washington public highways and authorizes the director of the Department of Licensing to deny, suspend, or revoke a transporter license if the holder uses transporter license plates on public highways outside the state.

**SHB 1301 PROVIDING EXPANDED OPTIONS FOR FARE ENFORCEMENT BY
REGIONAL TRANSIT AUTHORITIES**

Prime Sponsor: Representative Fitzgibbon

C 70 L 21 Effective date 7/25/2021.

- Allows a regional transit authority to establish an alternative fare enforcement system, which allows for the issuance of notices of violation, the resolution of notices of violation, and the resolution of appeals.
- Limits the fines associated with notices of violation to the same maximum amount allowed for civil infractions, but notices of violation may be subject to nonmonetary sanctions instead of fines.

SHB 1322 ADDRESSING OFF-ROAD VEHICLE AND SNOWMOBILE REGISTRATION ENFORCEMENT

Prime Sponsor: Representative Wylie

C 216 L 21 Effective date 10/1/2021.

- Modifies the Washington off-road vehicle (ORV) registration and use reciprocity provision to exclude residents from a state that does not impose a sales and use tax on transactions involving ORVs.
- Allows a person that is a resident of another state to register an ORV in Washington without paying a registration fee if the person presents an unexpired driver license and a current ORV registration from the other state when registering.
- Requires the Department of Licensing and the Department of Revenue to jointly send out a letter to a Washington resident who purchased an ORV or snowmobile warranty in the preceding year, but has not registered the vehicle in Washington, notifying the owner of the obligation to register and of the penalty for failure to register.
- Establishes a gross misdemeanor for registering an ORV or a snowmobile in another state to avoid sales and use taxes and, for second and subsequent offenses, requires a fine equal to four times the amount of avoided taxes and fees.

SHB 1379 ESTABLISHING AN UNPILOTED AIRCRAFT SYSTEM STATE COORDINATOR AND PROGRAM FUNDING SOURCE

Prime Sponsor: Representative Lovick

C 131 L 21 Effective date 7/1/2021.*

- Establishes the Unpiloted Aircraft System State Coordinator in the Aviation Division of the Washington State Department of Transportation.
- Requires state registration of commercial unpiloted aircraft systems and a \$15 annual fee.
- Requires reports to the Legislature and other stakeholders regarding the fee schedule and coordinator position by December 1, 2022.

ESHB 1457 FACILITATING THE COORDINATED INSTALLATION OF BROADBAND ALONG STATE HIGHWAYS

Prime Sponsor: Representative Wylie

C 258 L 21 Effective date 7/25/2021.

- Directs the Statewide Broadband Office to consider transportation when coordinating and reporting on broadband infrastructure development.
- Requires the Washington State Department of Transportation (WSDOT) to adopt and maintain a policy to provide broadband facility owners with information about planned highway projects to facilitate broadband installation coordination and, if no opportunities can be identified, allows WSDOT to proactively install conduit and issue franchises for its use.
- Adds a Joint Transportation Committee study to provide recommendations related to WSDOT's role in broadband service expansion efforts, subject to appropriations.

SHB 1502 CONCERNING THE PROCUREMENT AND DESIGN OF ELECTRIC FERRIES BY COUNTIES

Prime Sponsor: Representative Wylie

C 224 L 21 Effective date 7/25/2021.

- Permits counties to use additional competitive bidding procedures for procurement and design of electric ferries, including considering best value criteria in determining the lowest responsive and responsible bidder.
- Exempts from public disclosure trade secrets or other proprietary information submitted by a bidder in connection with electric ferry procurement if the bidder specifically states in writing the reason for protection from disclosure and the county agrees such protection is necessary.
- Permits a county procuring an electric ferry to identify specific equipment and vendors without allowing substitutions when such equipment selections will reduce cost and performance risk.
- Allows a county to designate a public works department as the lead agency for the design and procurement of electric ferries as an alternative to the purchasing department.
- Requires the Washington State Department of Transportation's Office of Equal Opportunity to establish contract goals for county electric ferry vessel procurement to increase small business participation in ferry vessel procurement.

SHB 1514 ADDRESSING TRANSPORTATION DEMAND MANAGEMENT

Prime Sponsor: Representative Taylor

(SB 5457 Senator Saldaña)

C 135 L 21 Effective date 9/1/2021.

- Reduces the minimum requirement for ride sharing from five persons including the driver, to three persons including the driver, and broadens ride sharing beyond commute trips.
- Broadens eligibility for tax exemptions, tax credits, and license plates associated with ride sharing and commute trip reduction.
- Requires the Washington State Department of Transportation and the Commute Trip Reduction Board to make recommendations regarding changes to the statutes governing commute trip reductions.

ESHB 1529 MODIFYING REQUIREMENTS IN ORDER TO PAY FOR DEBT SERVICE OBLIGATIONS WHEN TOLL REVENUES ARE NOT SUFFICIENT TO COVER LEGAL OBLIGATIONS

Prime Sponsor: Representative Barkis

C 136 L 21 Effective date 4/26/2021.

- Requires moneys in the SR 520 Civil Penalties Account to first be spent for bond and loan payments and certain other costs associated with SR 520, when toll revenues are insufficient to do so.
- Allows moneys in the SR 520 Civil Penalties Account to be transferred to the SR 520 Corridor Account, at the direction of the Legislature.

WAYS & MEANS COMMITTEE

**SB 5021 CONCERNING THE EFFECT OF EXPENDITURE REDUCTION EFFORTS
ON RETIREMENT BENEFITS FOR PUBLIC EMPLOYEES, INCLUDING
THOSE PARTICIPATING IN THE SHARED WORK PROGRAM**

Prime Sponsor: Senator Hunt

C 12 L 21 Effective date 7/25/2021.

- Provides that specified public pensions will not be reduced because of compensation reductions that are part of a public employer's expenditure reduction efforts during the 2019-2021 and 2021-23 fiscal biennia.
- Provides that the pension benefit of an employee covered by a pension system administered by the Department of Retirement Systems is not reduced because of participation in an unemployment insurance shared work program.

**SSB 5080 PROVIDING FLEXIBILITY IN THE DISTRIBUTION AND USE OF LOCAL
FUNDS DEDICATED TO FACILITIES USED FOR YOUTH EDUCATIONAL
PROGRAMMING**

Prime Sponsor: Senator Carlyle

C 178 L 21 Effective date 7/25/2021.

- Provides flexibility in the distribution and use of repaid local sales and use taxes dedicated to facilities used for youth educational programming.

**ESSB 5084 CONCERNING STATE GENERAL OBLIGATION BONDS AND RELATED
ACCOUNTS**

Prime Sponsor: Senator Frockt

(HB 1081 Representative Tharinger)

C 331 L 21 Effective date 5/18/2021.

- Authorizes the State Finance Committee to issue up to \$3,971,290,793 in general obligation bonds to finance projects in the 2021-23 capital budget and to pay issuance and bond sale expenses.

**ESSB 5092 MAKING 2021-2023 FISCAL BIENNIUM OPERATING APPROPRIATIONS
AND 2019-2021 FISCAL BIENNIUM SECOND SUPPLEMENTAL OPERATING
APPROPRIATIONS**

Prime Sponsor: Senator Rolfes

(HB 1094 Representative Ormsby)

C 334 L 21 Partial Veto Effective date 5/18/2021.

- Makes biennial operating budget appropriations for the 2021-23 fiscal biennium.
- Makes supplemental operating appropriations for the 2019-21 fiscal biennium.

Partial Veto Summary:

- Removed eight sections or subsections of the 2021-23 biennial operating budget and 2021 supplemental budget bill dealing with a Missing and Murdered Indigenous Women and People Task Force; a Taxation of Digital Products Work Group; a Columbia River gillnet license budget program; federal funding for home and community based services; funding for a tenant representation outcome study; and funding for non-debt-limit bond retirement.

**ESSB 5096 INVESTING IN WASHINGTON FAMILIES AND CREATING A MORE
PROGRESSIVE TAX SYSTEM IN WASHINGTON BY ENACTING AN
EXCISE TAX ON THE SALE OR EXCHANGE OF CERTAIN CAPITAL
ASSETS**

Prime Sponsor: Senator Robinson

C 196 L 21 Effective date 7/25/2021.

- Imposes a 7.0 percent capital gains tax beginning January 1, 2022.
- Distributes the first \$500 million collected each fiscal year to the Education Legacy Trust Account and the remainder to the Common School Construction Account.

**ESSB 5251 MODIFYING TAX AND REVENUE LAWS IN A MANNER THAT IS NOT
ESTIMATED TO AFFECT STATE OR LOCAL TAX COLLECTIONS, BY
EASING COMPLIANCE BURDENS FOR TAXPAYERS, CLARIFYING
AMBIGUITIES, MAKING TECHNICAL CORRECTIONS, AND PROVIDING
ADMINISTRATIVE EFFICIENCIES**

Prime Sponsor: Senator Schoesler

C 145 L 21 Effective date 7/25/2021.

- Makes administrative and technical clarifications to the state tax and licensing codes.

**ESSB 5272 CONCERNING TEMPORARILY WAIVING CERTAIN LIQUOR AND
CANNABIS BOARD ANNUAL LICENSING FEES**

Prime Sponsor: Senator Rolfes

C 6 L 21 Effective date 2/28/2021.

- Waives for one year the fees for certain liquor licenses administered by the Liquor and Cannabis Board.

**SB 5296 MODIFYING THE DEFINITION OF INDEX FOR THE WASHINGTON
STATE PATROL RETIREMENT SYSTEM**

Prime Sponsor: Senator Schoesler

C 98 L 21 Effective date 7/25/2021.

- Removes the reference to Tacoma-Bremerton from the statute that defines the index used to adjust the benefits for retirees of the Washington State Patrol Retirement System.

**SB 5322 PROHIBITING DUAL ENROLLMENT BETWEEN SCHOOL EMPLOYEES'
BENEFITS BOARD AND PUBLIC EMPLOYEES' BENEFITS BOARD
PROGRAMS**

Prime Sponsor: Senator Robinson

C 18 L 21 Effective date 7/25/2021.

- Requires an employee who is eligible for both Public Employees' Benefits Board and School Employees' Benefits Board health insurance coverage to choose coverage from the same program.

**SB 5367 DIRECTING THE DEPARTMENT OF RETIREMENT SYSTEMS TO CREATE
RULES REGARDING AUTOMATIC REFUNDS OF RETIREMENT
CONTRIBUTIONS IN THE RETIREMENT SYSTEMS LISTED IN RCW
41.50.030**

Prime Sponsor: Senator Conway

C 189 L 21 Effective date 7/25/2021.

- Directs the Department of Retirement Systems to establish rules for eliminating inactive member accounts with a balance of less than \$1,000.

**ESB 5454 CREATING A PROPERTY TAX EXEMPTION FOR HOMES DAMAGED BY
NATURAL DISASTERS**

Prime Sponsor: Senator Schoesler

C 192 L 21 Effective date 7/25/2021.

- Exempts from property tax the value of home improvements made to a home damaged by a natural disaster.

ESB 5476 RESPONDING TO THE STATE V. BLAKE DECISION BY ADDRESSING JUSTICE SYSTEM RESPONSES AND BEHAVIORAL HEALTH PREVENTION, TREATMENT, AND RELATED SERVICES

Prime Sponsor: Senator Dhingra

C 311 L 21 Partial Veto Effective date 7/25/2021.*

- Reduces the criminal penalty for possession of a controlled or counterfeit substance from a felony to a misdemeanor.
- Encourages prosecutors to divert violations for possession of a controlled substance, counterfeit substance, or legend drug for assessment, treatment, and other services.
- Expires the statutory provisions addressing possession of controlled substances, counterfeit substances, and legend drugs on July 1, 2023, at which time the statutes revert to the current language.
- Requires a person subject to arrest for possession of a controlled substance, counterfeit substance, legend drug, or 40 grams or less of marijuana be offered a referral for assessment and services by law enforcement in lieu of jail booking and referral to a prosecutor on at least the first two interactions.
- Requires the Health Care Authority to establish the substance use recovery services advisory committee to make recommendations for implementation of a substance use recovery services plan.
- Requires each behavioral health administrative services organization to establish a recovery navigator program.
- Authorizes presiding judges of superior courts to appoint court commissioners with the authority to conduct resentencing hearings and vacate convictions pursuant to *State v. Blake*.
- Requires law enforcement personnel to receive training on interactions with persons with substance use disorders including those with co-occurring substance use and mental health conditions.

Partial Veto Summary:

- Removed Section 21 creating the *State v. Blake* reimbursement account.

ESSB 5478 CONCERNING UNEMPLOYMENT INSURANCE RELIEF FOR CERTAIN EMPLOYERS

Prime Sponsor: Senator Keiser

C 292 L 21 Effective date 5/12/2021.

- Creates the Unemployment Insurance Relief Account (UI Relief account).
- Requires the Employment Security Department (ESD) determine forgiven benefits, based on a calculation, for certain employers which will be reimbursed by the UI Relief account instead of charged to the employers' experience rating accounts.
- Mandates ESD transfer from the UI Relief account to the unemployment compensation fund an amount equal to the forgiven benefits.

HB 1023 CONCERNING PREDESIGN REQUIREMENTS AND THRESHOLDS

Prime Sponsor: Representative Steele

C 54 L 21 Effective date 7/25/2021.

- Increases the threshold for non-higher education capital construction projects requiring predesign to \$10 million, which establishes the same threshold for all capital project types.
- Provides the Office of Financial Management (OFM) the authority to waive some or all predesign requirements on capital projects exceeding the \$10 million threshold.
- Requires OFM to notify the legislative fiscal committees of any waivers.

HB 1034 CONCERNING PARK AND RECREATION DISTRICT LEVIES

Prime Sponsor: Representative Fitzgibbon

C 117 L 21 Effective date 7/25/2021.

- Moves a park and recreation district regular levy from the \$5.90 aggregate limit to the gap if the district is located on an island and within a county with a population greater than two million.
- Expires the changes after five years.

SHB 1080 AN ACT RELATING TO THE CAPITAL BUDGET

Prime Sponsor: Representative Tharinger

(SB 5083 Senator Frockt)

C 332 L 21 Effective date 5/18/2021.*

- Appropriates \$6.3 billion in new capital projects in the 2021-23 fiscal biennium, of which \$3.9 billion is financed through new state general obligation bond issuances.
- Reappropriates \$4.5 billion in capital projects authorized in prior biennia, of which \$2.9 billion is from prior bond authorizations.
- Authorizes state agencies and higher education institutions to enter into alternative financing contracts totaling \$255 million.
- Reduces total funding in the 2019-21 fiscal biennium by \$63.6 million, of which \$11.7 million is state general obligation bond authority.

SHB 1095 **CONCERNING THE TAXATION OF GOVERNMENTAL FINANCIAL ASSISTANCE PROGRAMS ADDRESSING THE IMPACTS OF CONDITIONS GIVING RISE TO A GUBERNATORIAL OR PRESIDENTIAL EMERGENCY PROCLAMATION BY CREATING STATE BUSINESS AND OCCUPATION TAX AND STATE PUBLIC UTILITY TAX EXEMPTIONS, A SALES AND USE TAX EXEMPTION FOR THE RECEIPT OF SUCH FINANCIAL ASSISTANCE, AND CLARIFYING THE SALES AND USE TAX OBLIGATIONS FOR GOODS AND SERVICES PURCHASED BY RECIPIENTS OF SUCH FINANCIAL ASSISTANCE**

Prime Sponsor: Representative Walen

C 4 L 21 Effective date 2/19/2021.

- Exempts qualifying grants received on or after February 29, 2020, related to a national or state emergency proclamation from state excise taxes.

E2SHB 1277 **PROVIDING FOR AN ADDITIONAL REVENUE SOURCE FOR EVICTION PREVENTION AND HOUSING STABILITY SERVICES**

Prime Sponsor: Representative Ormsby

(SB 5279 Senator Robinson)

C 214 L 21 Effective date 7/25/2021.

- Establishes a \$100 surcharge on recorded documents to fund various housing services.
- Creates the Eviction Prevention Rental Assistance Program in the Department of Commerce.
- Directs the Department of Commerce to contract with the William D. Ruckelshaus center to examine the housing and services provided to individuals and families who are or at risk of homelessness in Washington and develop a report.

HB 1296 **PROVIDING A BUSINESS AND OCCUPATION TAX PREFERENCE FOR BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS**

Prime Sponsor: Representative Young

C 124 L 21 Effective date 4/26/2021.

- Provides a business and occupation tax deduction for behavioral health administrative services organizations and health or social welfare organizations on certain amounts received for government-funded behavioral health care.

HB 1316 **CONCERNING THE HOSPITAL SAFETY NET ASSESSMENT**

Prime Sponsor: Representative Cody

C 255 L 21 Effective date 7/25/2021.

- Extends the Hospital Safety Net Assessment program through July 1, 2025.

ESHB 1332 CONCERNING PROPERTY TAX DEFERRAL DURING THE COVID-19 PANDEMIC

*Prime Sponsor: Representative Sullivan
C 73 L 21 Effective date 4/16/2021.*

(SB 5402 Senator Mullet)

- Requires county treasurers to grant a deferral of the 2021 property tax payments for businesses demonstrating a loss of at least 25 percent of revenue in calendar year 2020.

HB 1367 REVISING 2019-2021 FISCAL BIENNIUM APPROPRIATIONS OF STATE AND FEDERAL FUNDING FOR PREVIOUSLY IMPLEMENTED MEDICAID RATES AND OTHER MEDICAID EXPENDITURES IN THE DEVELOPMENTAL DISABILITIES AND LONG-TERM CARE PROGRAMS IN RESPONSE TO THE COVID-19 PANDEMIC

*Prime Sponsor: Representative Ormsby
C 5 L 21 Effective date 2/19/2021.*

(SB 5343 Senator Rolfes)

- Modifies funding sources for certain Medicaid-eligible COVID-19 related expenses incurred in calendar year 2020.
- Attributes funding for these expenses to a combination of the Budget Stabilization Account and federal Medicaid matching funds, rather than the federal Coronavirus Relief Fund (CRF), freeing up CRF for other allowable uses.

ESHB 1368 RESPONDING TO THE COVID-19 PANDEMIC THROUGH STATE ACTIONS SUPPORTED BY FEDERAL FUNDING

*Prime Sponsor: Representative Ormsby
C 3 L 21 Effective date 2/19/2021.*

(SB 5344 Senator Rolfes)

- Appropriates \$2.2 billion in federal funding from a combination of the federal Consolidated Coronavirus Response and Relief Supplemental Appropriations Act, the Coronavirus Relief Fund under the federal Coronavirus Aid, Relief, and Economic Security Act, and Medicaid for K-12 public schools, public health, healthcare, assistance to individuals and families, housing assistance, and business assistance.

ESHB 1370 CONCERNING GRANTS FOR EARLY LEARNING FACILITIES

*Prime Sponsor: Representative Callan
C 130 L 21 Effective date 7/25/2021.*

- Increases the grant and loan award limits within the Early Learning Facilities (ELF) Program.
- Adds program administration and technical assistance as allowable activities eligible for funding through the ELF Program.
- Renames the ELF accounts the Ruth LeCocq Kagi ELF accounts.

**EHB 1386 MODIFYING THE PROPERTY TAX EXEMPTION FOR THE VALUE OF
NEW CONSTRUCTION OF INDUSTRIAL/MANUFACTURING FACILITIES
IN TARGETED URBAN AREAS**

Prime Sponsor: Representative Wicks

C 218 L 21 Effective date 7/25/2021.

- Expands eligibility for the targeted urban area property tax exemption (TUA exemption) to allow any city to use the program regardless of the county population in which it is located.
- Expands eligible facilities for the TUA exemption to include those facilities categorized with a transportation use.
- Specifies certain labor specifications that must be given priority by a city when evaluating applications for a TUA exemption.
- Increases the average wage required for a family living wage job to \$23 and requires health care benefits be provided for the TUA exemption.
- Extends, until December 30, 2030, the deadline to apply for a TUA exemption.

ESHB 1410 PROTECTING TAXPAYERS FROM HOME FORECLOSURE

Prime Sponsor: Representative Volz

C 257 L 21 Effective date 1/1/2022.

- Temporarily eliminates penalties on delinquent property taxes for commercial properties and residential parcels with more than four units.
- Permanently eliminates penalties on delinquent property taxes for residential parcels with four or fewer units, including manufactured/mobile homes.
- Reduces interest on delinquent property taxes to 9 percent for residential parcels with four or fewer units, including manufactured/mobile homes.

**SHB 1438 EXPANDING ELIGIBILITY FOR PROPERTY TAX EXEMPTIONS FOR
SERVICE-CONNECTED DISABLED VETERANS AND SENIOR CITIZENS
BY MODIFYING INCOME THRESHOLDS FOR ELIGIBILITY TO ALLOW
DEDUCTIONS FOR COMMON HEALTH CARE-RELATED EXPENSES**

Prime Sponsor: Representative Orcutt

C 220 L 21 Effective date 7/25/2021.

- Expands which medical expenses can be deducted when calculating combined disposable income for relief from the state property tax.

ESHB 1476 ENROLLMENT STABILIZATION FUNDING TO ADDRESS ENROLLMENT DECLINES DUE TO THE COVID-19 PANDEMIC

Prime Sponsor: Representative Dolan

C 221 L 21 Effective date 7/25/2021.

- Revises enrichment levy formulas in the 2022 calendar year, requiring 2019-20 school year enrollment to be used in place of 2020-21 enrollment when 2019-20 enrollment is greater and if a school district is open for in-person instruction at the beginning of the 2021-22 school year.

HB 1495 PROVIDING THAT QUALIFIED DEALER CASH INCENTIVES PAID TO AUTO DEALERS ARE BONA FIDE DISCOUNTS FOR PURPOSES OF THE BUSINESS AND OCCUPATION TAX

Prime Sponsor: Representative Chapman

Governor vetoed.

Full Veto:

- Created a permanent business and occupation tax deduction for qualified dealer cash incentives received by auto dealers.

ESHB 1512 CONCERNING LODGING-RELATED ASSESSMENTS UNDER CHAPTER 35.87A RCW

Prime Sponsor: Representative Ryu

C 225 L 21 Effective date 5/10/2021.

- Makes special assessments collected by lodging businesses inside a parking and business improvement area not part of the selling price for state and local sales tax purposes, nor part of the gross proceeds of sale for the state business and occupation tax.

SHB 1532 CONCERNING COURT FILING FEES

Prime Sponsor: Representative Ormsby

C 303 L 21 Effective date 7/1/2021.

- Eliminates the expiration date for surcharges on court filing fees deposited into the Judicial Stabilization Trust Account.

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