

SENATE COMMITTEE SERVICES

BILLS PASSED
DURING THE 2013 REGULAR AND
SECOND AND THIRD SPECIAL
LEGISLATIVE SESSIONS
(INCLUDES ALL GOVERNOR'S ACTIONS)

LISTED BY SENATE COMMITTEE



January 6, 2014



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AGRICULTURE, WATER & RURAL ECONOMIC DEVELOPMENT

786-7411

E2SSB 5078: MODIFYING THE PROPERTY TAX EXEMPTION FOR NONPROFIT FAIRS

Prime Sponsor: Senator Ericksen

(HB 1550 Representative Buys)

**Signed by the Governor*

- Creates a limited property tax exemption for real and personal property acquired from a county or city by a nonprofit fair association that uses the property for fair purposes.

SB 5139: CONCERNING MILK AND MILK PRODUCTS

Prime Sponsor: Senator Hatfield

(HB 1220 Representative Blake)

**Signed by the Governor*

- Implements the Dairy Inspection Program Advisory Committee's recommendations to allow the first sub-standard test of milk to trigger license suspension and degrading of the milk, thereby keeping that milk from entering the fluid milk supply.
- Degrading is triggered under current law when three of the last five test samples fail to meet standards.

2SSB 5367: CONCERNING YAKIMA RIVER BASIN WATER RESOURCE MANAGEMENT

Prime Sponsor: Senator Honeyford

(HB 1414 Representative Chandler)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The goals of the Yakima Integrated Plan are to protect and enhance fish and wildlife habitat, provide increased operational flexibility to manage instream flows to meet ecological objectives, and improve reliability of water supply for irrigation, municipal, and domestic uses in the basin.
- The Department of Ecology (DOE) is authorized to develop water supply solutions consistent with the Integrated Plan that provides concurrent benefits to both in and out-of-stream uses.
- For water supplies developed for future municipal and domestic water needs, preference must be given to other entities in managing water service contracts. DOE may enter into water service contracts directly if contracting with other entities is not feasible or suitable.
- DOE must prepare a financing plan in which at least half of the cost for the Yakima Integrated Plan is paid for by non-state sources.
- The Department of Natural Resources is authorized to purchase land to support the integrated plan, subject to appropriation.

SSB 5561: CONCERNING THE BUSINESS AND OCCUPATION TAXATION OF DAIRY PRODUCTS

Prime Sponsor: Senator Hatfield

(HB 1748 Representative Blake)

**SSB 5561 is incorporated in part into ESSB 5882, as described below.*

- Provides a business and occupation (B&O) tax exemption for sales of dairy products to purchasers who use the dairy products as an ingredient or component in the manufacturing of a dairy product, and expires in 2023.

SSB 5767: CONCERNING INSPECTION OF DAIRY CATTLE

Prime Sponsor: Senator Hatfield

**Signed by the Governor*

- Statutory adjustments are made to enhance identification and disease traceability of dairy cattle.
- Authorizes dairy producers to use green tags to individually identify bull calves and free-martins (infertile female calves) as long as the calves are under 30 days of age and are tagged before the first point of sale. The green tags must be purchased from the Department of Agriculture.
- The exception for dairy cattle marked with a brand not recorded in this state from needing to produce documentation of ownership is repealed.

SB 5770: PERMITTING CONSERVATION DISTRICTS TO USE ELECTRONIC DEPOSITS FOR EMPLOYEE PAY AND COMPENSATION

Prime Sponsor: Senator Honeyford

**Signed by the Governor*

- Gives conservation districts the authority to pay their employees and contractors by direct deposit.

HB 1146: CONCERNING CERTIFIED WATER RIGHT EXAMINER BONDING REQUIREMENTS

Prime Sponsor: Representative Nealey

**Signed by the Governor*

- A requirement for water right examiners to show evidence of insurance replaces the current requirement of a \$50,000 bond.

HB 1209: EXTENDING THE PROGRAM ESTABLISHING CHRISTMAS TREE GROWER LICENSURE

Prime Sponsor: Representative MacEwen

(SB 5377 Senator Rivers)

**Signed by the Governor*

- The current expiration date of July 1, 2014, for the Christmas tree inspection and licensure program is extended to July 1, 2020.

2SHB 1416: CONCERNING THE FINANCING OF IRRIGATION DISTRICT IMPROVEMENTS

Prime Sponsor: Representative Warnick

(SB 5824 Senator Honeyford)

**Signed by the Governor*

- Revises provisions authorizing irrigation districts to form and manage local improvement districts (LIDs) to finance irrigation projects.
- Clarifies that agricultural land is not exempt from LID assessments, specifies that LID bonds do not constitute a general obligation of the entire irrigation district, and conforms several LID provisions to standards applying other local governments.
- Provides that agreements by irrigation districts to manage federal reclamation project works cannot require a district to indemnify the U.S. against liability for U.S. negligence unless indemnification is expressly authorized by state law.

SHB 1558: CONCERNING THE TAXATION OF HONEY BEEKEEPERS

Prime Sponsor: Representative Warnick

**SHB 1558 is incorporated in part into ESSB 5882, as described below.*

- Extends existing beekeeper exemptions to July 1, 2017.
- Creates a new sales and use tax exemption for feed used by an eligible apiarist in the raising of a bee colony used to make honey bee products, which expires on July 1, 2017.
- Creates a honeybee workgroup which must submit a report to the Legislature by December 31, 2014.

HB 1770: CONCERNING THE APPOINTMENT OF NONVOTING ADVISORY MEMBERS TO COMMODITY BOARDS

Prime Sponsor: Representative Buys

**Signed by the Governor*

- Allows those agricultural commodity commissions established under chapter 15.65 RCW, including the Red Raspberry Commission, to appoint up to two nonvoting advisory members to the boards of directors to provide additional expertise to the commissions.
- These nonvoting advisory members do not count toward establishing a quorum of the board, and they are to be compensated the same as other board members.

SHB 1886: CONCERNING THE RECOVERABLE COSTS OF THE DEPARTMENT OF AGRICULTURE UNDER CHAPTER 16.36 RCW

Prime Sponsor: Representative Chandler

**Signed by the Governor*

- Provides authority for the Department of Agriculture to recover the costs of entering data on animal health documents submitted in paper form into the agency's electronic database.
- Funds received must be deposited in the animal disease traceability account.

COMMERCE & LABOR

786-7426

SB 5056: ALLOWING A PERSON TO APPLY FOR A WORK PERMIT FOR THE EMPLOYMENT OF MINORS WITHOUT COMPLETING A NEW MASTER APPLICATION UNDER CERTAIN CIRCUMSTANCES

Prime Sponsor: Senator Honeyford

**Signed by the Governor*

- An employer seeking a minor work permit endorsement need only complete those parts of the master business application that identify the employer and indicate the employer's plans to hire one or more minors, the duties of the minors, and the estimated number of hours to be worked by minors.

SSB 5077: MAKING TECHNICAL CORRECTIONS TO CERTAIN GENDER-BASED TERMS

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor/partial veto*

- Gender-specific terms and references are made gender neutral in several RCW Titles.

SSB 5211: CONCERNING SOCIAL NETWORKING ACCOUNTS AND PROFILES

Prime Sponsor: Senator Hobbs

**Signed by the Governor*

- An employer cannot request, require, or otherwise coerce an employee or applicant to disclose login information for personal social networking accounts or access their account in the employer's presence in a manner that enables the employer to observe the contents of the account.
- Employers do have the ability to require an employee to share content from personal social networking accounts during the course of an investigation.
- An employee or applicant may bring a civil action alleging a violation of the legislation.

SSB 5227: CHANGING THE CORPORATE OFFICER PROVISIONS OF THE EMPLOYMENT SECURITY ACT

Prime Sponsor: Senator Schoesler

**Signed by the Governor*

- The current opt-out unemployment compensation corporate officer provisions are changed to opt-in provisions.
- Services performed by a corporate officer are not considered services in employment, and the employer is not obligated to pay state unemployment taxes on wages earned by the officers.
- A corporation may elect to cover all of its corporate officers. If an employer chooses to not cover its corporate officers, the employer must notify the officers in writing that they are ineligible for benefits.

SSB 5352: CLARIFYING THE TERMINOLOGY AND DUTIES OF THE REAL ESTATE AGENCY RELATIONSHIP LAW TO BE CONSISTENT WITH OTHER EXISTING LAWS

Prime Sponsor: Senator Holmquist Newbry

(HB 1487 Representative Parker)

**Signed by the Governor*

- Changes are made to definitions in the real estate brokerage agency chapter to conform to the definitions in the chapter that addresses licensing of persons and entities that perform real estate services.

SB 5355: IMPLEMENTING THE UNEMPLOYMENT INSURANCE INTEGRITY PROVISIONS OF THE FEDERAL TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT OF 2011

Prime Sponsor: Senator Holmquist Newbry

(EHB 1395 Representative Sells)

**Signed by the Governor*

- An individual who makes a false statement or representation in an attempt to obtain unemployment insurance benefits is subject to an additional penalty of 15 percent of the amount of benefits overpaid or deemed overpaid.
- An employer may not be granted benefit charge relief if the benefit payment was made because the employer failed to respond timely or adequately to a written request for information, there is no good cause for the failure to respond, and the employer or their agent has a pattern of such failures.
- When determining whether full recovery of an overpayment from a claimant would be against equity and good conscience, the Employment Security Department must consider whether the employer failed to respond timely and adequately to an information request relating to the claim.

SSB 5362: ADDRESSING THE RECOMMENDATIONS OF THE VOCATIONAL REHABILITATION SUBCOMMITTEE FOR WORKERS' COMPENSATION

Prime Sponsor: Senator Conway

(EHB 1470 Representative Ormsby)

**Signed by the Governor*

- The sunset date for the workers' compensation vocational rehabilitation pilot project is extended three years to June 30, 2016.

SSB 5396: CONCERNING LIMITED ON-PREMISE SPIRITS SAMPLING

Prime Sponsor: Senator Hewitt

(SHB 1332 Representative Kirby)

**Signed by the Governor*

- Spirits retail license holders who participate in the responsible vendor program may provide samples of spirits.
- Samples are limited and sampling must be conducted consistent with existing rules for sampling activities in beer and wine specialty shops and grocery stores.

SB 5476: CLARIFYING THE EMPLOYMENT STATUS OF INDEPENDENT CONTRACTORS IN THE NEWS BUSINESS

Prime Sponsor: Senator Hewitt

(HB 1659 Representative Sells)

**Signed by the Governor*

- The exclusions from unemployment insurance, industrial insurance, and the Minimum Wage Act for certain newspaper services are modified and made consistent. This affects newspaper vendors, carriers, or delivery persons selling or distributing newspapers on the street, to offices, to businesses, or from house to house. It also affects freelance news correspondents who use their own equipment and submit material for free or for a fee when the material is published.

SSB 5517: CHANGING THE CRITERIA FOR THE BEER AND WINE TASTING ENDORSEMENT FOR GROCERY STORES

Prime Sponsor: Senator Hobbs

**Signed by the Governor*

- Grocery stores licensed by the Liquor Control Board to sell beer and wine are able to apply for an endorsement that allows them to offer beer and wine tasting, if they operate a fully enclosed retail space of at least 10,000 square feet.

ESB 5607: CONCERNING BEER, WINE, AND SPIRITS THEATER LICENSES

Prime Sponsor: Senator Harper

**Signed by the Governor*

- A theater beer, wine, and spirits license is created.
- A theater must have no more than 120 seats per screen, and comply with the same meal preparation and service requirements as restaurant licensees.

- The annual fee is \$2,000 and permits theaters to sell beer, wine, and spirits to be consumed on theater premises.

ESSB 5644: CONCERNING LICENSE ISSUANCE FEES OF FORMER CONTRACT LIQUOR STORES, FORMER STATE STORE AUCTION BUYERS, AND SPIRITS DISTRIBUTORS

Prime Sponsor: Senator Schoesler

(HB 1161 Representative Hunter)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Provides that former contract liquor stores and former state liquor stores bought at auction are exempt from the 17 percent spirits retail license issuance fee on spirits sales to bars and restaurants.
- Requires spirits distributors to pay the 10 percent distributor license issuance fee for an additional three months (a total of 27 months, instead of 24 months) and the reduction to 5 percent begins on the twenty-eighth month.
- Includes an emergency clause for the act to take effect immediately.

SB 5674: ALLOWING WINE AND BEER SAMPLING AT FARMERS MARKETS

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor*

- Sampling of wine and beer by domestic wineries and microbreweries is allowed at all qualifying farmers markets under certain conditions.

ESSB 5723: AUTHORIZING ENHANCED RAFFLES CONDUCTED BY BONA FIDE CHARITABLE OR NONPROFIT ORGANIZATIONS SERVING INDIVIDUALS WITH INTELLECTUAL DISABILITIES

Prime Sponsor: Senator Hewitt

(HB 1835 Representative Hunt)

**Signed by the Governor*

- Until June 2017, bona fide charitable and nonprofit organizations may conduct enhanced raffles if the primary purpose of the organization is serving individuals with intellectual disabilities.
- An enhanced raffle is a game in which a grand prize and smaller prizes are awarded on the basis of raffle ticket drawings.
- The Gambling Commission may approve four enhanced raffles per year, two in western Washington and two in eastern Washington.

ESSB 5744: MONITORING THE PROGRESS OF THE LOGGER SAFETY INITIATIVE

Prime Sponsor: Senator Hargrove

**Signed by the Governor*

- The Legislature recognizes the logger safety initiative that is being developed by industry stakeholders with the goal of reducing the frequency and severity of injuries to manual loggers.
- The Department of Labor and Industries must report back to the Legislature on implementation of the initiative and participation in the safety program.

SSB 5774: AUTHORIZING APPLICATIONS FOR A SPECIAL PERMIT TO ALLOW ALCOHOL TASTING BY PERSONS AT LEAST EIGHTEEN YEARS OF AGE UNDER CERTAIN CIRCUMSTANCES

Prime Sponsor: Senator Hewitt

**Signed by the Governor*

- Community or technical colleges may apply for a special permit to allow students who are at least 18 years of age to taste, but not consume, alcohol if they are enrolled in a class that is part of a culinary, beer, wine, or spirits technology-related degree program.

SHB 1001: CONCERNING BEER AND WINE THEATER LICENSES

Prime Sponsor: Representative Moeller

(SB 5111 Senator Billig)

**Signed by the Governor*

- Creates a license for motion picture theaters with no more than four screens to sell beer and wine at retail for consumption on theater premises.
- The annual fee for a beer and wine theater license is \$400.
- Requires that an alcohol control plan be submitted to the Liquor Control Board, and that all servers of beer and wine complete a mandatory alcohol server training program.
- Requires the Liquor Control Board to adopt rules regarding alcohol control plans and necessary control measures.

SHB 1009: CONCERNING LIQUOR SELF-CHECKOUT MACHINES

Prime Sponsor: Representative Hunt

(SB 5261 Senator Conway)

**Signed by the Governor*

- A retailer can sell liquor through the use of a self-check register if it is programmed to automatically halt any transaction involving the sale of liquor until an employee can verify the age of the purchaser with acceptable identification. If the purchaser cannot provide proper identification satisfying the age requirement, then the purchase must be refused and the transaction voided.

HB 1036: REGULATING SERVICE CONTRACTS

Prime Sponsor: Representative Kirby

**Signed by the Governor*

- The definition of service contract can include a contract of any duration entered into at or after the sale or lease of the subject property, and can cover residential water, sewer, utilities, or similar systems.

HB 1056: AUTHORIZING CERTAIN CORPORATE OFFICERS TO RECEIVE UNEMPLOYMENT BENEFITS

Prime Sponsor: Representative Angel

(SB 5608 Senator Holmquist Newbry)

**Signed by the Governor*

- The unemployment insurance benefit prohibition for corporate officers who own 10 percent or more of the corporation's stock is modified, so that the officer can qualify for unemployment benefits if the officer's base year wages with the corporation are less than 25 percent of the officer's total base year wages.

HB 1124: CONCERNING RECOMMENDATIONS FOR STREAMLINING REPORTING REQUIREMENTS FOR TAXES AND FEES ON SPIRITS

Prime Sponsor: Representative Hurst

(SB 5238 Senator Holmquist Newbry)

**Signed by the Governor*

- The Liquor Control Board and the Department of Revenue will make recommendations to the Legislature to streamline the collection of liquor taxes, fees, and reports and require a single state agency to collect both revenue and information.
- Recommendations must be submitted to the Legislature electronically by September 30, 2013.

HB 1149: INCREASING THE VOLUME OF SPIRITS THAT MAY BE SOLD PER DAY TO A CUSTOMER OF A CRAFT DISTILLERY

Prime Sponsor: Representative Hurst

**Signed by the Governor*

- A craft distillery is authorized to sell up to three liters per person per day of spirits of its own production for consumption off the premises.

HB 1311: MAKING COVERAGE OF CERTAIN MARITIME SERVICE ELECTIVE FOR PURPOSES OF UNEMPLOYMENT COMPENSATION

Prime Sponsor: Representative Chandler

(SB 5758 Senator Holmquist Newbry)

**Signed by the Governor*

- Services performed by an individual on a fishing boat are not covered employment for unemployment insurance purposes if the individual receives only a share of the boat's catch or the proceeds from the sale of the catch, and the operating crew of the boat is normally made up of fewer than ten individuals.
- A maritime employer may elect to cover exempt fishing boat employees.

HB 1351: CONCERNING THE IDENTIFICATION OF WINERIES, BREWERIES, AND MICROBREWERIES ON PRIVATE LABELS

Prime Sponsor: Representative Condotta

(SB 5303 Senator Harper)

**Signed by the Governor*

- Breweries and microbreweries are permitted to identify the producer of their beer on private labels authorized under current law.

EHB 1394: CHANGING THE EMPLOYMENT SECURITY DEPARTMENT'S SETTLEMENT AUTHORITY

Prime Sponsor: Representative Reykdal

(SB 5354 Senator Holmquist Newbry)

**Signed by the Governor*

- The Employment Security Department may settle employer debts for unpaid contributions, interest, and penalties if collection of the total amount owed by the employer would be against equity and good conscience.

EHB 1396: CHANGING THE UNEMPLOYMENT INSURANCE SHARED WORK PROGRAM BY ADOPTING SHORT-TIME COMPENSATION PROVISIONS IN THE FEDERAL MIDDLE CLASS TAX RELIEF AND JOB CREATION ACT OF 2012

Prime Sponsor: Representative Manweller

(SB 5356 Senator Holmquist Newbry)

**Signed by the Governor*

- Changes are made to conform the state unemployment insurance shared-work program with recent federal legislation.
- Employers participating in a shared-work program must have at least two employees, one of which is covered by a shared-work plan.
- Employees covered by a shared-work program must have been hired on a permanent basis and be eligible as part-time employees.
- Health care and other fringe benefits must continue to be provided to shared-work employees under the same terms and conditions as when the employees worked usual weekly hours.
- Any amount of shared-work benefits paid between July 1, 2012, and June 28, 2015, that are reimbursed by the federal government will not be charged to employers.

SHB 1422: CHANGING THE CRITERIA FOR THE BEER AND WINE TASTING ENDORSEMENT FOR GROCERY STORES

Prime Sponsor: Representative Condotta

**Vetoed in its entirety*

- ~~A grocery store's eligibility for the endorsement no longer requires that (1) at least half of the gross sales of the store are retail sales of grocery products for off-premises consumption; or (2) the store be a membership organization whose members must be at least 18 years of age. The fully enclosed retail area square footage requirement is changed from 9,000 square feet to 10,000 square feet. Other requirements remain unchanged.~~

HB 1442: PROVIDING INCREASED ACCESS TO PARIMUTUEL SATELLITE LOCATIONS IN COUNTIES WITH A POPULATION EXCEEDING ONE MILLION

Prime Sponsor: Representative Schmick

**Signed by the Governor*

- The Washington Horse Racing Commission may approve an additional satellite location for parimutuel wagering in counties with a population exceeding 1 million.

HB 1468: MODIFYING PAYMENT METHODS ON CERTAIN CLAIMANTS' BENEFITS

Prime Sponsor: Representative Sells

(SB 5361 Senator Holmquist Newbry)

**Signed by the Governor*

- When paying benefits under the crime victims' compensation program and the Industrial Insurance Act, the Department of Labor and Industries may use payment methods other than warrants or direct deposit.

HB 1469: ADDRESSING INDUSTRIAL INSURANCE FOR HORSE RACING EMPLOYMENT

Prime Sponsor: Representative Schmick

(SB 5363 Senator Holmquist Newbry)

**Signed by the Governor*

- The method for computing industrial insurance rates for horse racing employments will change from a per-license basis to a basis determined by the Department of Labor and Industries and the Washington Horse Racing Commission.

SHB 1779: CONCERNING ESTHETICS

Prime Sponsor: Representative Kirby

**Signed by the Governor*

- Modifies the license requirements for an esthetician.
- Creates a master esthetician license.
- Provides transitions for applicants for the modified esthetician license and the new master esthetician license.
- Creates reciprocity provisions for the new master esthetician license.

SHB 1853: CLARIFYING THAT REAL ESTATE BROKERS LICENSED UNDER CHAPTER 18.85 RCW ARE INDEPENDENT CONTRACTORS

Prime Sponsor: Representative Maxwell

(SB 5729 Senator Braun)

**Signed by the Governor*

- Real estate brokers, managing brokers, and designated brokers are exempt from overtime compensation provisions of the Minimum Wage Act.

HB 1863: ALLOWING THE DEPARTMENT OF LABOR AND INDUSTRIES TO PROVIDE INFORMATION ABOUT CERTAIN SCHOLARSHIPS

Prime Sponsor: Representative Stonier

**Signed by the Governor*

- A new exemption to the Ethics in Public Service Act is created, allowing the Department of Labor and Industries to provide information about scholarship opportunities offered by nonprofit organizations to children and spouses of workers who suffered an on-the-job injury resulting in death or permanent disability.
- The cost of printing materials, additional mailing costs, and any other related costs must be covered by the organization.

EHB 1887: ORDERING CONSIDERATION OF INCREASED EDUCATIONAL OPTIONS UNDER VOCATIONAL REHABILITATION PLANS

Prime Sponsor: Representative Sawyer

**Signed by the Governor*

- The Workers' Compensation Vocational Rehabilitation Subcommittee must consider options that would allow injured workers to attend baccalaureate institutions. The Subcommittee must provide recommendations by December 31, 2013.

HB 1903: PROVIDING UNEMPLOYMENT INSURANCE BENEFIT CHARGING RELIEF FOR PART-TIME EMPLOYERS WHO CONTINUE TO EMPLOY A CLAIMANT ON A PART-TIME BASIS AND THE CLAIMANT QUALIFIED FOR TWO CONSECUTIVE CLAIMS WITH WAGES ATTRIBUTABLE TO AT LEAST ONE EMPLOYER WHO EMPLOYED THE CLAIMANT IN BOTH BASE YEARS

Prime Sponsor: Representative Fitzgibbon

**Signed by the Governor*

- An additional unemployment insurance benefit charge relief allowance is established for employers who continue to employ a claimant who qualified for two consecutive unemployment claims.
- The benefit charge can be requested by the employer when wages were attributable to the employer in both of the claimant's base years, and the employer continues to employ the claimant on a permanent, part-time basis.

EARLY LEARNING & K-12 EDUCATION

786-7420

ESB 5104: PLACING EPINEPHRINE AUTOINJECTORS IN SCHOOLS

Prime Sponsor: Senator Mullet

(HB 1578 Representative Rodne)

**Signed by the Governor*

- Permits school districts and schools to maintain a supply of epinephrine autoinjectors, including those that are prescribed in the name of the school district or school.
- Allows school nurses and designated trained school personnel to use the school supply of epinephrine autoinjectors to respond to students exhibiting anaphylactic reactions who have prescriptions for epinephrine.
- Allows school nurses to use the school supply of epinephrine autoinjectors to respond to students exhibiting anaphylactic reactions who do not have prescriptions for epinephrine.
- Requires the Office of Superintendent of Public Instruction to make a recommendation to the Legislature by December 1, 2013, regarding whether to designate other trained school employees to administer epinephrine autoinjectors to students without prescriptions when a school nurse is not in the vicinity.

SB 5114: REGARDING ACCESS TO K-12 CAMPUSES FOR OCCUPATIONAL OR EDUCATIONAL INFORMATION

Prime Sponsor: Senator Bailey

(HB 1345 Representative Hayes)

**Signed by the Governor*

- School districts must provide official recruiting representatives of the Job Corps, Peace Corps, and AmeriCorps with access to campuses and student information that is equal to what is given to postsecondary educational or occupational representatives.

SB 5155: REGARDING LONG-TERM SUSPENSION OR EXPULSION FROM SCHOOL

Prime Sponsor: Senator McAuliffe

**SB 5155 is incorporated in part into ESSB 5946.*

2SSB 5197: TAKING MEASURES TO PROMOTE SAFE SCHOOL BUILDINGS

Prime Sponsor: Senator Dammeier

(HB 1811 Representative Zeiger)

**Signed by the Governor*

- Requires school districts to work with law enforcement to implement emergency response systems, and requires a status report by December 1, 2014.
- Requires districts to consider installing a perimeter security control mechanism on all school campuses and consider building plans with certain safety features in future school construction projects.
- Directs the School Safety Advisory Committee to adopt model policies and make recommendations on these topics by December 1, 2013.
- Directs the Office of Superintendent of Public Instruction to award grants to districts, if funds are appropriated, to implement emergency response systems.

SB 5232: REQUIRING THE ESTABLISHMENT OF A MEDICAL EMERGENCY RESPONSE AND AUTOMATED EXTERNAL DEFIBRILLATOR PROGRAM FOR HIGH SCHOOLS

Prime Sponsor: Senator McAuliffe

**SB 5232 is incorporated in part into SHB 1556.*

E2SSB 5237: ESTABLISHING ACCOUNTABILITY FOR STUDENT PERFORMANCE IN READING

Prime Sponsor: Senator Dammeier

(HB 1452 Representative Dahlquist)

**E2SSB 5237 is incorporated in part into ESSB 5946.*

E2SSB 5244: REGARDING SCHOOL SUSPENSIONS AND EXPULSIONS

Prime Sponsor: Senator Litzow

**E2SSB 5244 is incorporated in part into ESSB 5946.*

SB 5301: REGARDING STUDENT SUSPENSION AND EXPULSION

Prime Sponsor: Senator Rolfes

**SB 5301 is incorporated in part into ESSB 5946.*

E2SSB 5329: TRANSFORMING PERSISTENTLY FAILING SCHOOLS

Prime Sponsor: Senator Litzow

**Signed by the Governor*

- The Office of Superintendent of Public Instruction (OSPI) must design a system of support, assistance, and intervention for schools in need of improvement, which includes persistently lowest-achieving schools. The system must use the Washington Achievement Index to identify the schools, if federally approved; apply equally to federal Title I and non-Title I eligible schools to the extent state funds are appropriated for this purpose; and be implemented in the 2014-15 school year.
- A school district with a school identified as a persistently lowest-achieving school is designated as a Required Action District (RAD) and must use an OSPI-approved school improvement model, instead of one of the four federal intervention models, as previously required.
- A RAD that has not demonstrated sufficient improvement after at least three years may be required to develop a new school improvement plan or may be assigned to a new Level II RAD process, which requires a new plan that is binding on the school district.
- The Education Accountability System Oversight Committee, which includes legislators as members, is created and has ongoing responsibilities. The Joint Select Committee on Education Accountability is repealed.

E2SSB 5330: IMPROVING STUDENT ACHIEVEMENT AND STUDENT OUTCOMES

Prime Sponsor: Senator Hargrove

**E2SSB 5330 is incorporated in part into ESSB 5946.*

SSB 5333: PROVIDING MENTAL HEALTH FIRST-AID TRAINING TO TEACHERS AND EDUCATIONAL STAFF

Prime Sponsor: Senator Keiser

**SSB 5333 is incorporated in part into ESHB 1336.*

ESSB 5491: ESTABLISHING STATEWIDE INDICATORS OF EDUCATIONAL HEALTH

Prime Sponsor: Senator McAuliffe

**Signed by the Governor*

- Six statewide indicators of educational system health are established as kindergarten readiness, fourth grade reading achievement, eighth grade mathematics achievement, the high school on-time graduation rate, employment rates, and college remediation rates.
- The State Board of Education, with other state educational agencies, must establish a process for identifying systemwide goals for each indicator and subgroup of students. Each indicator goal must be set biennially.
- The state educational agencies must jointly report on the status of each indicator and recommended performance goals each even-numbered year. If the state is not on target to meet a goal on an indicator, then recommendations for improvements must be made. The performance goals must be compared with national data to determine if Washington student achievement is in the top 10 percent nationally. If not, the biennial report must identify and recommend evidence-based reforms targeted at addressing the indicator.

SB 5496: AUTHORIZING APPROVAL OF ONLINE SCHOOL PROGRAMS IN PRIVATE SCHOOLS

Prime Sponsor: Senator Braun

**Signed by the Governor*

- Private schools are authorized to seek approval to offer and administer online school programs in the same manner as public schools may seek approval to offer such programs. No private school offering or

administering an online program, third party contracting with a private school to offer or administer such programs, or parent or guardian providing an online program may receive state funding to provide the program.

- The Private School Advisory Committee in the Office of Superintendent of Public Instruction is directed to examine issues associated with approval of online school programs offered by private schools, and should consider whether additional criteria or procedures for approval are warranted. The committee will report their recommendations to the Legislature by January 10, 2014.

ESSB 5563: REGARDING TRAINING FOR SCHOOL EMPLOYEES IN THE PREVENTION OF SEXUAL ABUSE

Prime Sponsor: Senator Kohl-Welles

(HB 1869 Representative Liias)

**Signed by the Governor*

- Adds the identification of commercial sexual abuse of a minor and sexual exploitation of a minor to the course on issues of abuse, which is required to receive initial certification as a teacher.
- Expands the educational materials developed by the Washington Coalition of Sexual Assault Programs to include materials related to the prevention of child sex trafficking.

ESB 5620: CHANGING SCHOOL SAFETY-RELATED DRILLS

Prime Sponsor: Senator King

**Signed by the Governor*

- Increases the number of school lockdown drills from one to three, and requires one other safety-related drill determined by the school.
- Decreases the number of fire evacuation drills from six to three.

2ESB 5701: AUTHORIZING PENALTIES BASED ON THE FRAUDULENT SUBMISSION OF TESTS FOR EDUCATORS

Prime Sponsor: Senator Brown

(HB 1765 Representative Bergquist)

**Signed by the Governor*

- Permits the Professional Educator Standards Board (PESB) to submit a complaint to the Office of Superintendent of Public Instruction (OSPI) alleging the grounds and factual basis under which a certificated school employee's certificate or permit should be suspended or revoked, and provides that employees accused of submitting fraudulent educator tests have the right to be heard and appeal.
- A certificated school employee's certificate or permit may be suspended or revoked based on a complaint from PESB alleging fraudulent submission of a test for educators after that complaint is investigated by OSPI.
- OSPI may issue a reprimand instead of suspending or revoking a school employee's certificate.

2SSB 5794: CONCERNING ALTERNATIVE LEARNING EXPERIENCE COURSES

Prime Sponsor: Senator Dammeier

**2SSB 5794 is incorporated in part into ESSB 5946.*

SB 5809: CHANGING PROVISIONS RELATING TO THE HOME VISITING SERVICES ACCOUNT

Prime Sponsor: Senator Litzow

**Signed by the Governor*

- The Home Visiting Services Account (HVSA) is changed to an appropriated account. All federal funds received by the Department of Early Learning (DEL) for home visiting services must be deposited into HVSA, and DEL is designated as the agency overseeing HVSA. A public-private partnership, Thrive by Five (Thrive), administers and provides support for home visiting programs.
- The Legislature specifies its intent that state funds invested in HVSA be matched at a 50 percent rate by the public-private partnership, Thrive, each fiscal year. State funds in HVSA may be accessed should Thrive fail to meet the 50 percent match rate target. If Thrive does not meet the 50 percent match rate target, Thrive and DEL must jointly report to the Legislature as promptly as practicable why the match rate was not met, the actual match rate, and a plan to achieve the 50 percent match rate the following year.
- Expenditures from HVSA for program administrative costs may not exceed an average of 4 percent of the total amount of funds in HVSA in any two consecutive years.

ESSB 5946: STRENGTHENING STUDENT EDUCATIONAL OUTCOMES

Prime Sponsor: Senator Dammeier

**Passed during the Second Special Legislative Session*

**Signed by the Governor/partial veto*

**E2SSB 5237 is incorporated in part into ESSB 5946, as described below.*

- Focuses on reading skills in grades K-4 by specifying responsibilities of the Office of the Superintendent of Public Instruction (OSPI) and school districts; targeting professional development in reading instruction to K-4 teachers, if funding is provided; indicating on K-4th grade student report cards whether the student is reading on grade level; and directing school districts to discuss appropriate grade placement and provide intensive reading improvement strategies for students reading below grade level.
- Expands the Learning Assistance Program (LAP) to include parent and family engagement coordinators and Readiness to Learn activities; requires school districts to focus LAP funds first on reading improvement for K-4 students. Replaces state-approved LAP plans with annual reports on student academic growth and progress.

**E2SSB 5330 is incorporated in part into ESSB 5946, as described below.*

- Directs the OSPI to develop state menus of best practices for K-4 reading improvement and use of LAP funds. Requires school districts to use practices from the menus under certain circumstances.

**SB 5155, E2SSB 5244, SB 5245, and SB 5301 are incorporated in part into ESSB 5946, as described below.*

- Eliminates unlimited student suspensions and expulsions; requires that student suspensions or expulsions not exceed one year unless authorized by the district superintendent based on rules adopted by the OSPI; and directs school districts to create an individually tailored reentry and reengagement plan for long-term suspended or expelled students.
- Establishes the Educator Support Program (ESP) to provide professional development and mentors for beginning educators and educators on probation.

**SHB 1423 and 2SSB 5794 are incorporated in part into ESSB 5946.*

- Defines Alternative Learning Experiences (ALE) by type of course rather than by type of program, including definitions based on the amount of weekly in-person instructional contact; allocates funding for ALE courses using the statewide average basic education rate for high school students; and adjusts provisions of the school choice laws regarding transfer of students between resident and nonresident districts to enroll in online courses; and directs the Office of Financial Management to conduct a study of ALE funding and accountability.

SHB 1076: EXPANDING PARTICIPATION IN INNOVATION ACADEMY COOPERATIVES

Prime Sponsor: Representative Haigh

**Signed by the Governor*

- Under current law, an innovation academy cooperative is created by two or more school districts that do not have a high school in district, for the purpose of creating a high school program with an interdisciplinary curriculum and instruction organized into subject-focused groups. Academies may deliver educational content using a variety of models, including alternative learning experiences, online learning, work-based learning, experiential and field-based learning, and direct instruction.
- All students are allowed to enroll in an innovation academy cooperative program under school choice laws, not just those students residing in districts who are members of the cooperative.
- High school students who are residents of districts that are not members of an innovation academy cooperative may not enroll exclusively in alternative learning experience courses through the academy.

E2SHB 1134: AUTHORIZING STATE-TRIBAL EDUCATION COMPACT SCHOOLS

Prime Sponsor: Representative McCoy

**Signed by the Governor*

- The Office of Superintendent of Public Instruction (OSPI) is authorized to enter into state-tribal education compacts for the operation of public schools, allowing tribal schools to receive their K-12 public school funding allocations directly from OSPI rather than through a school district.
- State-tribal compact schools are exempt from all state statutes and rules applicable to school districts and school district boards, except those statutes and rules specifically set out in the new statute relating to state-tribal compact schools or in the compact itself, including providing a curriculum and conducting a basic education program, employing certificated staff – except in certain exceptional circumstances, complying with

employee record checks and other employee requirements, adhering to generally accepted accounting principles, submitting to audits by the State Auditor, reporting data, and others.

- Funds allocated to a tribal school must still be included in the tax levy base of a school district that formerly provided funding to the tribal school through the 2017 calendar year.

SHB 1144: REGARDING QUALIFICATIONS FOR EDUCATIONAL INTERPRETERS

Prime Sponsor: Representative Dahlquist

**Signed by the Governor*

- The Professional Educator Standards Board (PESB) must identify educational interpreter assessments that are available and establish a minimum performance standard for each assessment.
- Beginning with the 2016-17 school year, educational interpreters who are employed by Washington's public schools must achieve the performance standard established on one of the assessments identified by PESB.
- PESB must recommend to the legislative education committees the appropriate use of the National Interpreter Certification and the Educational Interpreter Performance Assessment for educational interpreters in Washington's public schools.

HB 1178: AUTHORIZING ALTERNATIVE ASSESSMENTS OF BASIC SKILLS FOR TEACHER CERTIFICATION

Prime Sponsor: Representative Lytton

**Signed by the Governor*

- Allows the Professional Educator Standards Board (PESB) to identify and accept other tests and test scores, as long as they are comparable in rigor to the basic skills assessment, for admission to approved teacher preparation programs and for out-of-state Washington teaching certificate applicants.
- Requires PESB to set the acceptable score for admission to teacher certification programs no lower than the average national scores for the SAT or ACT.

ESHB 1336: INCREASING THE CAPACITY OF SCHOOL DISTRICTS TO RECOGNIZE AND RESPOND TO TROUBLED YOUTH

Prime Sponsor: Representative Orwall

(SB 5365 Senator Rolfes)

**Signed by the Governor*

- Requires school counselors, psychologists, social workers, and nurses to complete a training program in youth suicide screening and referral as a condition of certification.
- Directs that recognition, initial screening, and response to emotional or behavioral distress in students be included in an issues of abuse course required of all educators.
- Requires each school district to adopt a plan for recognition, initial screening, and response to emotional or behavioral distress in students, beginning in the 2014-15 school year.
- Requires the Office of Superintendent of Public Instruction to establish a temporary taskforce to identify best practices for school districts to develop partnerships with community agencies to support youth in need.
- Directs the Department of Social and Health Services (DSHS) to provide funds for mental health first-aid training targeted at teachers and educational staff, if funds are appropriated for this purpose.

**SSB 5333 is incorporated in part into ESHB 1336, as described below:*

- Directs the DSHS to provide funds for mental health first-aid training targeted at teachers and educational staff, if funds are appropriated for this purpose.

SHB 1397: ADDING A REQUIREMENT TO SEXUAL HEALTH EDUCATION TO INCLUDE ELEMENTS OF AND CONSEQUENCES FOR CONVICTION OF SEXUAL OFFENSES WHERE THE VICTIM IS A MINOR

Prime Sponsor: Representative Orcutt

**Signed by the Governor*

- Requires public schools that offer sexual health education to include information about the legal elements of sex offenses where a minor is a victim, the consequences upon conviction, and other information regarding sex offenses.

- Tasks the Washington Coalition of Sexual Assault Programs (Coalition), in consultation with others, to include information about the legal elements of sex offenses where a minor is a victim, the consequences upon conviction, and sex offender registration in the educational materials they prepare.
- Encourages public schools that offer sexual health education to incorporate the educational materials provided by the Coalition.

ESHB 1412: MAKING COMMUNITY SERVICE A HIGH SCHOOL GRADUATION REQUIREMENT

Prime Sponsor: Representative Bergquist

**Signed by the Governor*

- By September 1, 2013, each school district must adopt a policy that is supportive of community service and provides an incentive, such as recognition or credit, for students who participate in community service.

SHB 1423: PROVIDING FOR A SINGLE SET OF LAWS AND PROCEDURES GOVERNING ONLINE LEARNING

Prime Sponsor: Representative Haigh

**SHB 1423 is incorporated in part into ESSB 5946.*

ESHB 1450: REGARDING ASSESSMENTS IN PUBLIC SCHOOLS

Prime Sponsor: Representative Hunt

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Transitions from the current state-required student assessments in reading, writing, and mathematics assessments in grades 3-8 and 10, to student assessments developed with a multistate consortium in English Language Arts (ELA) and mathematics beginning in the 2014-15 school year.
- Requires results from the high school consortium assessments to be used to meet high school graduation requirements beginning with the graduating class of 2019. Directs the State Board of Education to establish performance scores for the new assessments, which may include a different score for graduation than for college and career readiness.
- Provides legislative intent to transition from a state-required biology end-of-course assessment to a comprehensive high school science assessment. Adds the assessments used in the International Baccalaureate Program as an alternative science assessment.
- Requires a report on the process used to prevent bias and assure fairness in the assessments.

SHB 1472: PROVIDING INITIATIVES TO IMPROVE AND EXPAND ACCESS TO COMPUTER SCIENCE EDUCATION

Prime Sponsor: Representative Hansen

**Signed by the Governor*

- Requires school districts to approve advanced placement computer science as equivalent to high school mathematics or science.

SHB 1541: EXPANDING THE TYPES OF MEDICATIONS THAT A PUBLIC OR PRIVATE SCHOOL EMPLOYEE MAY ADMINISTER TO INCLUDE NASAL SPRAY

Prime Sponsor: Representative Klippert

**Signed by the Governor*

- The type of medication that may be administered by a school employee is expanded to include nasal spray.
- If a school nurse is on the premises, the nurse must administer a nasal spray that is a legend drug or a controlled substance.
- If no school nurse is on the premises, a trained non-nurse employee or parent-designated adult may administer a spray that is a legend drug or a controlled substance as long as that employee summons emergency medical assistance as soon as practicable.

SHB 1556: CREATING INITIATIVES IN HIGH SCHOOLS TO SAVE LIVES IN THE EVENT OF CARDIAC ARREST

Prime Sponsor: Representative Van De Wege

(SB 5428 Senator Schlicher)

**Signed by the Governor*

- Requires the Office of Superintendent of Public Instruction (OSPI), in consultation with others, to develop guidelines for a medical emergency response and automated external defibrillator program for high schools.
- Requires each school district with a high school to offer instruction in cardiopulmonary resuscitation (CPR).
- Requires that CPR instruction be included in the instruction for one health class necessary for graduation.

**SB 5232 is incorporated in part into SHB 1556, as described below:*

- Requires OSPI, in consultation with others, to develop guidelines for a medical emergency response and automated external defibrillator program for high schools.

ESHB 1633: MODIFYING SCHOOL DISTRICT BIDDING REQUIREMENTS FOR IMPROVEMENT AND REPAIR PROJECTS

Prime Sponsor: Representative Magendanz

(SB 5724 Senator Honeyford)

**Signed by the Governor*

- The school district threshold requiring a competitive bid for improvements or repairs is increased from \$40,000 to \$75,000.

2SHB 1642: REGARDING ACADEMIC ACCELERATION FOR HIGH SCHOOL STUDENTS

Prime Sponsor: Representative Pettigrew

(E2SSB 5243 Senator Litzow)

**Signed by the Governor*

- School districts are encouraged to adopt an academic acceleration policy to automatically enroll into the next most rigorous level of advanced courses any student who meets the standard on high school state assessment tests or successfully completes an advanced course, with the objective that students will be eventually automatically enrolled in dual credit courses. Parents and guardians may opt their child out.
- If funds are appropriated, half of the funds will be provided for competitive, one-time grants to high schools expanding the availability of dual credit courses, and half of the funds will be provided to school districts as an incentive award based on the number of students who earn dual credit, not including Running Start students.
- The Office of Superintendent of Public Instruction will annually report to the Legislature the demographics of students earning dual credit in schools receiving grants, and must post on the Washington State Report Card website the rates at which students earn college credit through dual credit courses.
- If specific funding for the academic acceleration incentive program is not provided by June 30, 2013, in the Omnibus Operating Appropriations Act, the program is not enacted into law.

ESHB 1688: ESTABLISHING A REQUIREMENT AND SYSTEM FOR REPORTING INCIDENTS OF STUDENT RESTRAINT AND ISOLATION IN PUBLIC SCHOOLS FOR STUDENTS WHO HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR PLAN DEVELOPED UNDER SECTION 504 OF THE REHABILITATION ACT OF 1973

Prime Sponsor: Representative Stonier

(SB 5569 Senator McAuliffe)

**Signed by the Governor*

- Requires reporting of certain staff restraint or isolation of students who have an individualized education program (IEP) or 504 plan to the principal and the parent or guardian.
- Directs schools that develop IEPs or 504 plans to provide a copy of the district policy on isolation and restraint.
- Directs schools that develop IEPs to include procedures for notification of a parent after an incident of isolation or restraint.

2SHB 1723: CONCERNING EARLY LEARNING OPPORTUNITIES

Prime Sponsor: Representative Kagi

**Signed by the Governor/partial veto*

- Definitions are created in statute for two early learning programs: the Early Achievers program to rate the quality of early learning providers, and an integrated system of early learning programs called Early Start. The Washington State Preschool Program is defined as an education program for children aged three to five who have not yet entered kindergarten.
- The Department of Early Learning (DEL) must reserve at least 80 percent of funding for home visiting and caregiver support specifically for home visiting. ~~A workgroup of staff from DEL and the Department of Social and Health Services will examine early learning eligibility processes and funding streams, and make monthly progress reports to the Legislature.~~ DEL must biennially recommend adjustments to early learning subsidy rates to attract high quality early learning providers.
- Subject to funding, the Washington State Preschool Program must be expanded in the 2014 fiscal year. By fiscal year 2015, all Washington State preschool programs receiving state funding must enroll in Early Achievers. Subject to funding, all child care providers must receive a 10 percent base-subsidy rate increase, and all Working Connections providers a 5 percent increase for enrolling in level 2 of Early Achievers. To maintain the increase, providers must complete level 2 within 30 months and continue toward level 5.

SHB 1812: EXTENDING THE TIME FRAME FOR MAKING EXPENDITURES UNDER THE URBAN SCHOOL TURNAROUND INITIATIVE (USTI)

Prime Sponsor: Representative Haigh

**Signed by the Governor*

- The requirement that the two USTI-selected schools use the state-provided USTI funds during the 2012-13 school year is removed. Instead the schools may continue to use the USTI funds during the 2013-15 biennium.
- Requires OSPI to enter into an expenditure agreement with the school district – Seattle, that requires any USTI funds remaining unspent on August 31, 2015, to be returned to the state.

E2SHB 1872: ESTABLISHING A COMPREHENSIVE INITIATIVE TO INCREASE LEARNING OPPORTUNITIES AND IMPROVE EDUCATIONAL OUTCOMES IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS THROUGH MULTIPLE STRATEGIES AND STATEWIDE PARTNERSHIPS

Prime Sponsor: Representative Maxwell

(SSB 5755 Senator Litzow)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Defines science, technology, education, and mathematics (STEM) literacy as the ability to identify, apply, and integrate concepts from STEM subjects to understand complex problems and to innovate to solve them.
- Establishes the STEM Education Innovation Alliance (Alliance) to advise the Governor and improve STEM education. The Alliance will consist of representatives from education, businesses, and nonprofit organizations. The Alliance will annually publish a STEM Report Card addressing STEM education strategies, student outcomes, and STEM job openings in the state.
- Subject to appropriated funding, the Office of Financial Management will contract with a nonprofit organization with expertise in STEM education to develop evidence-based approaches for increasing learning opportunities in STEM subjects.
- Subject to appropriated funding, the Office of Superintendent of Public Instruction will disseminate resources intended to encourage interdisciplinary instruction and project-based learning in the STEM subjects.

ENERGY, ENVIRONMENT & TELECOMMUNICATIONS

786-7406

2E2SSB 5296: CONCERNING THE MODEL TOXICS CONTROL ACT

Prime Sponsor: Senator Ericksen

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Creates the Environmental Legacy Stewardship Account, which may be used for performance and outcome-based projects, model remedies, and procedures that result in reductions in cleanup times.
- Revises the funding allocations for State and Local Toxic Control Accounts and the uses of these funds.
- Allows local governments to enter into extended grant agreements for remedial actions that are expected to extend over multiple biennia where costs exceed \$20 million.
- Authorizes the creation of Brownfield Redevelopment Opportunity Zones.
- Establishes model remedies requirements for cleanup at facilities that are similar and with comparable contamination concerns.

SB 5297: CONCERNING COAL TRANSITION POWER

Prime Sponsor: Senator Braun

(HB 1222 Representative Uptegrove)

**Signed by the Governor*

- Initiative 937 is amended to allow certain slow-growing utilities to purchase electricity from the Centralia coal plant and still remain in compliance with the renewable energy requirements in the Initiative.

ESSB 5324: CONCERNING MOSQUITO ABATEMENT IN STORM WATER CONTROL RETENTION PONDS

Prime Sponsor: Senator Honeyford

**Signed by the Governor*

- Requires a county, city, town, water-sewer district, or flood control zone district to consider the Department of Ecology's design guidelines for maintenance and control of vegetation in stormwater retention ponds to inhibit mosquito breeding in stormwater facilities; to consult with local mosquito control districts when developing construction plans that include stormwater retention ponds; and to consult with the Department of Health or the local mosquito control district as to the most effective integrated pest management strategy to use when notified of the presence of West Nile Virus (WNV) or other mosquito-borne human diseases.
- Requires mosquito control districts to abate mosquitoes when notified of the presence of WNV or other mosquito-borne human diseases.

SSB 5369: CONCERNING THE USE OF GEOTHERMAL RESOURCES

Prime Sponsor: Senator Kline

**Signed by the Governor*

- Statutes are clarified and updated to reflect modern geothermal technology and facilitate geothermal drilling.

SSB 5400: ALLOWING UTILITIES SERVING CUSTOMERS IN WASHINGTON AND IN OTHER STATES TO USE ELIGIBLE RENEWABLE RESOURCES IN THEIR OTHER STATES TO COMPLY WITH CHAPTER 19

Prime Sponsor: Senator Honeyford

(HB 1426 Representative Nealey)

**Signed by the Governor*

- Initiative I-937 is amended to allow a qualifying multi-state utility to count as an eligible renewable resource any renewable resource it owns – other than freshwater – if the resource is in a state where it serves retail customers.

ESSB 5458: CONCERNING THE LABELING OF CERTAIN ASBESTOS-CONTAINING BUILDING MATERIALS

Prime Sponsor: Senator Billig

(HB 1926 Representative Riccelli)

**Signed by the Governor*

- Requires building materials containing asbestos to be labeled beginning January 1, 2014.
- Provides an exemption process if the labeling requirements are technically infeasible or will create an undue hardship.
- Exempts retailers that do not manufacture, wholesale, or distribute building materials containing asbestos from the labeling requirement.

ESB 5603: ESTABLISHING THE WASHINGTON COASTAL MARINE ADVISORY COUNCIL AND THE WASHINGTON MARINE RESOURCES ADVISORY COUNCIL

Prime Sponsor: Senator Hatfield

**Signed by the Governor*

- Establishes the Washington Coastal Marine Advisory Council in statute to serve as a forum for communicating coastal waters issues such as resource management, fisheries, shellfish aquaculture, and ocean energy.
- Creates the Washington Marine Resources Protection Council (Council) to advise and work with the University of Washington and others to conduct an ongoing technical analysis of the effects and sources of ocean acidification. The Council expires June 30, 2017.

**SB 5547 was not enacted, but the provisions are substantially similar to those in ESB 5603 Section 4.*

ESB 5699: CONCERNING ELECTRONIC PRODUCT RECYCLING

Prime Sponsor: Senator Ericksen

(HB1507 Representative Pike)

**Signed by the Governor*

- Requires funding for E-Cycle programs to be based on market share, beginning in 2016.
- Provides that the Department of Ecology (DOE) may determine the market share for covered electronic products using manufacturer and retailer-supplied data, as well as available market-research data.
- Allows an entity to assume the responsibility of another manufacturer beginning in 2016, as well as register in lieu of that entity with the DOE.

ESSB 5709: CONCERNING A PILOT PROGRAM TO DEMONSTRATE THE FEASIBILITY OF USING DENSIFIED BIOMASS TO HEAT PUBLIC SCHOOLS

Prime Sponsor: Senator Smith

**Signed by the Governor*

- By December 1, 2013, the Washington State University Extension Energy Program must develop a pilot program for using densified biomass to heat two public schools: (1) one in western Washington and (2) one in an eastern Washington county that shares an international border or that borders the state of Idaho.
- The Office of Superintendent of Public Instruction must notify all school districts about the pilot project and their opportunity to participate.
- The development of the pilot program is contingent upon the receipt of federal and private funds.

E2SSB 5802: DEVELOPING RECOMMENDATIONS TO ACHIEVE THE STATE'S GREENHOUSE GAS EMISSIONS TARGETS

Prime Sponsor: Senator Ranker

(SHB 1915 Representative Upthegrove)

**Signed by the Governor*

- Establishes a Climate Legislative and Executive Workgroup (Workgroup) to make prioritized recommendations, based on the evaluation, for a state program to reduce greenhouse gases (GHGs) and to achieve the state's GHG emission limits.
- Requires the Workgroup to select the consultant to conduct the evaluation.
- Requires an evaluation that includes a review of other countries' and states' GHG emission reduction programs, regional efforts to reduce GHGs, and an analysis of Washington State's GHG emissions and related energy-consumption profile.

- Requires an examination and summarization of state and federal policies that contribute to meeting the state's GHG targets.

HB 1113: CONCERNING STANDARDS FOR THE USE OF SCIENCE TO SUPPORT PUBLIC POLICY

Prime Sponsor: Representative Short

**Signed by the Governor*

- Requires the Department of Ecology to identify peer-reviewed science, scientific literature, and other sources of information being relied upon before taking significant agency actions related to certain agency programs.

HB 1154: MODIFYING THE DEFINITION OF NONPOWER ATTRIBUTES IN THE ENERGY INDEPENDENCE ACT

Prime Sponsor: Representative Uptegrove

(SB 5408 Senator Ericksen)

**Signed by the Governor*

- Initiative 937 is amended to allow facilities that capture and use methane to generate electricity, such as biodigesters and landfill gas collection systems, to collect both renewable energy credits and carbon reduction credits.

SHB 1183: REGARDING WIRELESS COMMUNICATIONS STRUCTURES

Prime Sponsor: Representative Morris

(SB 5098 Senator Ericksen)

**Signed by the Governor*

- A new categorical exemption is created under the State Environmental Policy Act for the collocation, removal, or replacement of wireless transmission equipment that does not increase the height of a wireless telecommunications structure by more than 10 percent or 20 feet, or increase the width of the structure by more than 20 feet.

SHB 1498: IMPROVING REPORTS ON ELECTRONIC WASTE COLLECTION

Prime Sponsor: Representative Uptegrove

**Signed by the Governor*

- Requires the inclusion of additional information into annual reports produced by electronic recycling programs; for example, the total weight of collected products by type of electronic product, a description of the collection, transportation, recycling, and processing methods, an estimate of the weight of each type of material recovered after processing, and a description of the program costs and revenues.

EHB 1826: UPDATING INTEGRATED RESOURCE PLAN REQUIREMENTS TO ADDRESS CHANGING ENERGY MARKETS

Prime Sponsor: Representative Morris

**Signed by the Governor*

- Integrated resource plans, which are plans electric utilities must develop to describe their mix of generating and conservation resources, must also address overgeneration events, which are situations when electricity generation exceeds consumption.

HB 2079: CONCERNING THE ENVIRONMENTAL LEGACY STEWARDSHIP ACCOUNT

Prime Sponsor: Representative Dunshee

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Amends the authorized uses of funds in the Environmental Legacy and Stewardship Account under the Model Toxics Control Act.

FINANCIAL INSTITUTIONS, HOUSING & INSURANCE

786-7408

SSB 5008: ADDRESSING PORTABLE ELECTRONICS INSURANCE

Prime Sponsor: Senator Hobbs

(HB 1032 Representative Kirby)

**Signed by the Governor*

- Portable electronics insurance is classified as a commercial insurance product.
- Premiums for portable electronics insurance are authorized to be collected on a month-to-month or other periodic basis.
- Notice of modification or cancellation of portable electronics insurance must be delivered to policyholders within the prescribed statutory time limitations.

ESSB 5082: CONCERNING EXCHANGE FACILITATOR REQUIREMENTS

Prime Sponsor: Senator Benton

**Signed by the Governor*

- Exchange facilitators must place client funds in a separately identifiable account and the client must be given independent access to current deposit statements for verification purposes.
- Exchange facilitators must maintain a fidelity bond for the benefit of the client that suffers a direct financial loss as a result of the exchange facilitator's covered dishonest act.
- Covered dishonest act is defined as any crime involving fraud, embezzlement, misappropriation of funds, robbery, or other theft of property.
- Exchange facilitators must provide tangible and webpage-based notification to potential clients that the industry is not regulated by any state agency.

SSB 5095: PROVIDING PROOF OF FINANCIAL RESPONSIBILITY FOR MOTOR VEHICLE OPERATION

Prime Sponsor: Senator Roach

**Signed by the Governor*

- Policyholders are authorized to provide proof of insurance and vehicle registration to a law enforcement officer either through information displayed in tangible format or on a portable electronic device.
- A law enforcement officer may only view the proof of insurance and vehicle registration displayed on the portable electronic device and is restricted from viewing any other content on the device.
- Policyholders assume all liability for any damage to their portable electronic device when given to a law enforcement officer for verification of insurance and vehicle registration.

SB 5113: CONCERNING THE ENFORCEMENT OF SPEED LIMITS ON ROADS WITHIN CONDOMINIUM ASSOCIATIONS

Prime Sponsor: Senator Bailey

**Signed by the Governor*

- A condominium or apartment association may allow local law enforcement to enforce speed limits on the association's private roads.

SB 5207: ADDRESSING THE CONSUMER LOAN ACT

Prime Sponsor: Senator Fain

(SB 1326 Representative Ryu)

**Signed by the Governor*

- Provides remedies for a borrower when a person who is not licensed or exempt under the Consumer Loan Act (CLA) makes a transaction that is subject to the CLA.
- Provides the director of the Department of Financial Institutions with additional enforcement authority.
- Several definitions are modified.

SSB 5210: REGULATING MORTGAGE BROKERS

Prime Sponsor: Senator Nelson

(SHB 1328 Representative Kirby)

**Signed by the Governor*

- Expands the authority of the director of the Department of Financial Institutions to impose sanctions for violations of the Mortgage Brokers Practices Act (MBPA).
- Modifies an exemption to the MBPA.
- Removes a limitation on the period of time to seek recovery against the bond of a licensee.

SB 5302: ADDRESSING CREDIT UNIONS' CORPORATE GOVERNANCE AND INVESTMENTS

Prime Sponsor: Senator Benton

(SHB 1582 Representative Ryu)

**Signed by the Governor*

- Credit union membership meetings must occur at least six times per year, with at least one meeting taking place each quarter.
- Credit unions are authorized to invest in mutual funds made up of securities already permitted for credit union investment.
- Credit unions may pay their directors and supervisory committee members reasonable compensation for their services, and may provide such individuals gifts of minimum value, insurance coverage or incidental services available to employees generally, and reimbursement for reasonable expenses either personally incurred or incurred by their spouses in the performance of their duties.
- The director of a credit union is authorized to call a special board meeting if it is necessary for the welfare of the credit union.

SB 5344: REVISING STATE STATUTES CONCERNING TRUSTS

Prime Sponsor: Senator Mullet

**Signed by the Governor*

- A nonprofit corporation is authorized to serve as a personal representative if the articles of incorporation or bylaws of the nonprofit corporation permit the action.
- Limited liability partnerships and professional limited liability companies whose partners or members, respectively, are exclusively attorneys, may act as personal representatives or trustees.
- State or regional colleges or universities and community or technical colleges are authorized to serve as trustees.
- Trustees must keep all qualified beneficiaries reasonably informed regarding the interest of the trust.

SB 5541: CONCERNING THE REDEMPTION OF REAL PROPERTY

Prime Sponsor: Senator Hobbs

**Signed by the Governor*

- Following a judicial foreclosure sale, the sale may be redeemed in certain circumstances.
- Under this bill, the priority in which a lien is created, as opposed to when that lien is recorded, determines whether a lien holder is a redemptioner for the purposes of redeeming a judicial foreclosure sale.

SB 5558: CREATING LOAN-MAKING AUTHORITY FOR DOWN PAYMENT ASSISTANCE FOR SINGLE-FAMILY HOMEOWNERSHIP

Prime Sponsor: Senator Fain

(HB 1861 Representative Ormsby)

**Signed by the Governor*

- As a result of changes in federal rules, the Housing Finance Commission can provide down payment assistance directly to home buyers.

SSB 5568: CONCERNING THE DISCLOSURE OF CERTAIN INFORMATION WHEN SCREENING TENANTS

Prime Sponsor: Senator Hobbs

**Signed by the Governor*

- A tenant-screening service provider may not disclose a tenant's, applicant's, or household member's status as a victim of domestic violence, sexual assault, or stalking; or knowingly disclose as to whether that person previously terminated a tenancy as a victim of these crimes.

- Tenants may voluntarily disclose their victim status.

SHB 1012: INCREASING THE PENAL SUM OF A SURETY BOND REQUIRED TO BE MAINTAINED BY AN APPRAISAL MANAGEMENT COMPANY

Prime Sponsor: Representative Stanford

**Signed by the Governor*

- The minimum dollar amount for a surety bond that an appraisal management company must file and maintain is increased from \$25,000 to \$100,000.
- The director of the Department of Licensing may accept an equivalent cash bond or other security in lieu of a surety bond if such surety bond is not readily available.

SHB 1034: REGULATING THE LICENSING OF ESCROW AGENTS

Prime Sponsor: Representative Kirby

**Signed by the Governor*

- Current law inadvertently requires certain entities to be licensed under both the Escrow Agent Registration Act (EARA) and the Consumer Loan Act (CLA).
- Entities licensed under EARA that process payments on seller-financed loans secured by liens on real or personal property are exempt from regulation under CLA.
- The current fidelity bond amount is increased from \$200,000 to \$1 million.

HB 1035: ADDRESSING TITLE INSURANCE RATE FILINGS

Prime Sponsor: Representative Kirby

(SB 5269 Senator Benton)

**Signed by the Governor*

- The Office of Insurance Commissioner must designate one statistical reporting agent to gather information on title insurance.
- All title insurance companies and title insurance agents must annually file a report with the statistical reporting agent detailing their policies, business income, expenses, and loss experience in Washington State.
- With limited exception, title insurance rate information filed with the Insurance Commissioner must be kept confidential and is exempt from public disclosure.
- Title insurance companies and title insurance agents are responsible for all costs and expenses of the statistical reporting agent and examinations by the Insurance Commissioner.

SHB 1130: MODIFYING WHO IS AUTHORIZED TO REDEEM AN IMPOUNDED VEHICLE

Prime Sponsor: Representative Hurst

**Signed by the Governor*

- An impounded vehicle is authorized to be redeemed by a vendor working on behalf of the insurer of the vehicle.
- A third-party insurer, or a vendor working on behalf of the third-party insurer, is authorized to redeem an impounded vehicle if that insurer has a duty to repair or replace the vehicle, obtained consent from the registered owner or the owner's agent to move the vehicle, and documented that consent in the insurer's claim file.
- Defines owner's agent as the legal owner of the vehicle, a driver in possession of the vehicle with the registered owner's permission, or an adult member of the registered owner's family.
- The registered owner must at all times be granted access to and may reclaim possession of the vehicle.

ESHB 1325: CONCERNING BANKS, TRUST COMPANIES, SAVINGS BANKS, AND SAVINGS ASSOCIATIONS, AND MAKING TECHNICAL AMENDMENTS TO THE LAWS GOVERNING THE DEPARTMENT OF FINANCIAL INSTITUTIONS

Prime Sponsor: Representative Ryu

(ESSB 5208 Senator Benton)

**Signed by the Governor*

- Assessments and fees for trust companies are implemented semiannually based on their respective fiduciary valuations.

- Hourly examination rates for information technology and trust examinations are reduced and standardized.
- Additional risk-management authority is provided to the Department of Financial Institutions to manage a diversity of credit limit circumstances.
- The Department of Financial Institutions is authorized to make an exception for a specific loan or general lending limit if there is a market emergency due to declining capital levels of banks and savings banks or unanticipated circumstances.

SHB 1327: ADDRESSING LICENSING AND ENFORCEMENT PROVISIONS APPLICABLE TO MONEY TRANSMITTERS

Prime Sponsor: Representative Kirby (SSB 5209 Senator Hobbs)
**Signed by the Governor*

- Fingerprinting is required for a state and criminal background check of officers, directors, and owners of money services license applicants, commonly known as money transmitters. There is an exemption for officers, directors, and owners of publicly traded entities.

SHB 1370: CONCERNING NOTICE REQUIREMENTS FOR HOMEOWNERS' ASSOCIATIONS MEETINGS

Prime Sponsor: Representative Seaquist
**Signed by the Governor*

- A member of a homeowners' association may elect to receive email notice of meetings.
- A member may also revoke this method of notice at any time.

SHB 1435: CLARIFYING AGENCY RELATIONSHIPS IN RECONVEYANCES OF DEEDS OF TRUST

Prime Sponsor: Representative Goodman
**Signed by the Governor*

- A process is created to help a homeowner have a deed of trust reconveyed when a beneficiary fails to reconvey a deed of trust that is paid in full.
- The beneficiary has an opportunity to object to the reconveyance.

EHB 1493: CONCERNING THE PROPERTY TAXATION OF MOBILE HOMES AND PARK MODEL TRAILERS

Prime Sponsor: Representative Springer (SSB 5523 Senator Benton)
**Signed by the Governor*

- Currently if a landlord in a manufactured/mobile home community takes ownership of an abandoned home, the landlord is liable for all outstanding taxes.
- Under this bill, if a landlord in a manufactured/mobile home community submits an affidavit to the county assessor indicating that the landlord has taken ownership of a mobile home or park trailer with the intent to resell or rent after the home is abandoned or a final judgment for restitution of the premises has been executed in favor of the landlord, the landlord is not liable for any outstanding taxes on that home.
- The value of the home must be \$8,000 or less.
- The owner of the mobile/manufactured home is responsible for all future taxes.

SHB 1617: CONCERNING THE ADMINISTRATIVE COSTS FOR THE ALLOCATION, MANAGEMENT, AND OVERSIGHT OF HOUSING TRUST FUND INVESTMENTS

Prime Sponsor: Representative McCoy (SB 5439 Senator Benton)
**Signed by the Governor*

- Caps are placed on the administrative costs of the Housing Assistance Program and the Affordable Housing Program at the Department of Commerce. These two programs are the primary programs funded by the Housing Trust Fund.
- The caps are currently in place in the 2011-13 budget.

ESHB 1647: REQUIRING LANDLORDS TO MAINTAIN AND SAFEGUARD KEYS TO DWELLING UNITS

Prime Sponsor: Representative Tarleton

**Signed by the Governor*

- Under the Residential-Landlord Tenant Act, a landlord has a duty to maintain and safeguard, with reasonable care, any master or duplicate keys to a tenant's dwelling unit.

SHB 1822: CONCERNING DEBT COLLECTION PRACTICES

Prime Sponsor: Representative Stanford.

**Signed by the Governor*

- Persons or entities engaged in the business of purchasing delinquent debt for collection purposes must be licensed as collection agencies under the Collection Agency Act (CAA) and comply with all other requirements of the CAA.
- The list of prohibited practices in the CAA is amended to prohibit the unauthorized practice of law, rather than the practice of law in general.

GOVERNMENTAL OPERATIONS

786-7432

SSB 5002: CONCERNING MOSQUITO CONTROL DISTRICTS

Prime Sponsor: Senator Honeyford

**Signed by the Governor*

- Grants mosquito control districts authority to enter land adjacent to districts to conduct inspections and abate breeding places, after giving prior written notice to landowners.
- Authorizes districts use integrated pest management methods to prevent pest problems, monitor damage, treat problems, and evaluate treatments.
- Subject to management considerations identified during consultation with landowners, districts may cut or remove shrubbery or undergrowth to carry out district operations.

SB 5025: PROVIDING THAT A PROCLAMATION OF A STATE OF EMERGENCY IS EFFECTIVE UPON THE GOVERNOR'S SIGNATURE

Prime Sponsor: Senator Roach

(HB 1059 Representative Goodman)

**Signed by the Governor*

- Makes a declaration of a state of emergency immediately effective upon the Governor's signature of the declaration.

ESB 5099: CONCERNING FUEL USAGE OF PUBLICLY OWNED VEHICLES, VESSELS, AND CONSTRUCTION EQUIPMENT

Prime Sponsor: Senator Rivers

(HB 1602 Representative Springer)

**Signed by the Governor*

- Directs the Department of Commerce (Commerce) to convene an advisory committee of representatives of local government subdivisions and local government organizations to work with Commerce to develop rules relating to local government fuel usage requirements for electricity and biofuels.
- Exempts engine retrofits that would void warranties from the fuel usage requirements.
- Allows a local government subdivision under rules adopted by Commerce to elect to exempt emergency response vehicles upon notification to Commerce.
- Requires local government subdivisions purchasing vessels, vehicles, and construction equipment using biodiesel to request warranty protection for the highest level of biodiesel that can be used, up to 100 percent biodiesel.

ESSB 5110: CONCERNING LOCAL GOVERNMENT PURCHASING OF SUPPLIES, MATERIALS, OR EQUIPMENT

Prime Sponsor: Senator Tom

(HB 1268 Representative Springer)

**Signed by the Governor*

- Permits local governments authorized to impose sales and business and occupation taxes to award contracts for supplies, materials, or equipment to bidders submitting the lowest bid before local sales and business and occupation taxes are applied.
- Local governments must provide notice of intent to award contracts based on this method prior to submission of bids.

SB 5145: ALLOWING FIRE DEPARTMENTS TO DEVELOP A COMMUNITY ASSISTANCE REFERRAL AND EDUCATION SERVICES PROGRAM

Prime Sponsor: Senator Keiser

(EHB 1554 Representative Stonier)

**Signed by the Governor*

- Allows fire agencies to develop Community Assistance Referral and Education Services (CARES) programs to connect callers in non-emergency situations with primary care providers, health care professionals, low-cost medication programs, and other social services.

- Allows fire agencies to seek public and private grants and gifts to support CARES programs.
- Requires annual measurement of the reduction of repeated use of the 911 emergency system and avoidable emergency room trips attributable to the CARES program. A report detailing these findings must be made available to the Legislature or local governments upon request.

SB 5186: CONCERNING CONTRACTOR'S BOND

Prime Sponsor: Senator Roach

(HB 1241 Representative Takko)

**Signed by the Governor*

- Grants water-sewer districts the option to require that contractor bonds be made payable to the district, rather than the state. This option is available to cities and towns under current law.

SB 5220: ADDRESSING MEMBERSHIP ON CITY DISABILITY BOARDS

Prime Sponsor: Senator Conway

**Signed by the Governor*

- Requires that the law enforcement officers eligible to vote for a Law Enforcement Officers' and Fire Fighters' Retirement System (LEOFF) Plan 1 city disability board elect a second representative if no firefighters are eligible to elect a representative.
- Requires that the firefighters eligible to vote for a LEOFF Plan 1 city disability board elect a second representative if no law enforcement officers are eligible to elect a representative.

SB 5258: AGGREGATING THE COST OF RELATED BALLOT MEASURE ADVERTISEMENTS FOR PURPOSES OF TOP FIVE SPONSOR IDENTIFICATION REQUIREMENTS

Prime Sponsor: Senator Benton

(HB 1378 Representative Hunt)

**Signed by the Governor*

- Requires political committees list the names of their five largest contributors on broadcasted or written advertising supporting or opposing a ballot measure when the cumulative value of the committee's advertising about that ballot measure is at least \$1,000.
- Exempts forms of advertising where identification would be impractical from the sponsor identification requirement.

SSB 5332: MODIFYING THE PERCENTAGE OF VOTES REQUIRED TO CONTINUE BENEFIT CHARGES FOR FIRE PROTECTION DISTRICTS

Prime Sponsor: Senator Roach

(HB 1488 Representative Liias)

**Signed by the Governor*

- The continued imposition of a benefit charge is subject to voter approval by a simple majority of the voters living within the jurisdiction of the fire protection district.

SSB 5399: ADDRESSING THE TIMING OF PENALTIES UNDER THE GROWTH MANAGEMENT ACT

Prime Sponsor: Senator Dammeier

(ESHB 1401 Representative Fitzgibbon)

**Signed by the Governor*

- Establishes that state agencies, commissions, and governing boards may not penalize jurisdictions during the period of remand following a finding of noncompliance by the Growth Management Hearings Board (GMHB) and the pendency of an appeal before GMHB or subsequent judicial appeals unless GMHB makes a determination of invalidity.
- Requires a delayed the effective date of the action subject to the petition until after GMHB issues a final determination; or, within 30 days of receiving notice of a petition for review by GMHB, delay or suspend the effective date of the action until after GMHB issues a final determination in order to not be penalized.
- A local jurisdiction may not be deemed ineligible, or otherwise penalized, in the award of a state agency grant or loan during the pendency of the appeal before GMHB, or during any subsequent judicial appeals under certain circumstances.

- A local jurisdiction seeking financial assistance from the Public Works Assistance Account and grants or loans for water pollution control facilities that has not adopted a comprehensive plan and development regulations within specified time periods is not prohibited from applying for or receiving financial assistance or grants or loans if the comprehensive plan and development regulations are adopted before executing a contractual agreement for financial assistance or before grant or loan funds are disbursed.

SB 5411: REQUIRING THE BALLOT PROPOSITION TO REDUCE THE TERMS OF OFFICE OF PORT COMMISSIONERS TO BE SUBMITTED AT THE NEXT GENERAL ELECTION

Prime Sponsor: Senator Rolfes *(HB 1078 Representative Appleton)*

**Signed by the Governor*

- Requires a ballot proposition to reduce the terms of office of port commissioners from six years to four years be submitted for decision at the next general election.

SB 5417: CONCERNING THE ANNEXATION OF UNINCORPORATED TERRITORY WITHIN A CODE CITY

Prime Sponsor: Senator Mullet *(EHB 1539 Representative Rodne)*

**Signed by the Governor*

- The unincorporated island annexation method for code cities is only applicable to areas less than 175 acres in size where all of the area's boundaries are contiguous with the city or town; or of any size where at least 80 percent of the area's boundaries are contiguous with the city or town, and the city is planning under the Growth Management Act.

SSB 5444: CONCERNING THE ADMINISTRATION OF TAXES REGARDING PUBLICLY OWNED PROPERTY

Prime Sponsor: Senator Hasegawa *(HB 1575 Representative Springer)*

**Signed by the Governor*

- Eliminates valuation requirements for publicly owned property not subject to property tax. However, property must be valued when exempt status no longer applies due to sale or change in use.
- Eliminates a leasehold excise tax credit for the amount that the tax exceeds property tax that would be applicable if the property were privately owned.

SSB 5507: INCREASING TRANSPARENCY OF DONORS TO CANDIDATES AND BALLOT MEASURES

Prime Sponsor: Senator Billig *(HB 1720 Representative Moeller)*

**Signed by the Governor*

- Requires the statement "For a list of the people and organizations that donated to state and local government candidates and ballot measure campaigns, visit www.pdc.wa.gov" be included in the ballot instructions and prominently in the voters' pamphlet.
- Allows the Secretary of State to substitute such language as is necessary for accuracy and clarity.
- Allows the county auditor or local election official to place the statement on the ballot envelope or materials, instead of in the ballot instructions, at their discretion.

SSB 5518: MAKING NONSUBSTANTIVE CHANGES TO ELECTION LAWS

Prime Sponsor: Senator Roach *(HB 1157 Representative Hunt)*

**Signed by the Governor/partial veto*

- Makes a number of technical changes to election laws, including removing statutes related to partisan and blanket primaries, correcting the time period when ballots must be mailed to military and overseas voters, ~~the definition of minor parties,~~ primary election dates, and voter's oath language.

SB 5606: CONCERNING FIRE SUPPRESSION WATER FACILITIES AND SERVICES PROVIDED BY MUNICIPAL AND OTHER WATER PURVEYORS

Prime Sponsor: Senator Roach

** SB 5606 is incorporated in its entirety into SHB 1512*

SSB 5705: CONCERNING AMOUNTS RECEIVED BY TAXING DISTRICTS FROM PROPERTY TAX REFUNDS AND ABATEMENTS

Prime Sponsor: Senator Brown

(HB 1798 Representative Haler)

**Signed by the Governor*

- Allows a taxing district to levy taxes within the taxing district in the next levy cycle in order to reimburse the taxing district for taxes that have been abated or cancelled, offset by any supplemental tax.
- Provides that any tax received to reimburse the taxing district for taxes that have been abated or cancelled does not reduce the levy authority of a taxing district.

ESHB 1004 is incorporated in part into SSB 5705, as described below:

- Allows county treasurers to accept payments on past due property taxes, penalties, and interest by electronic funds transfer on a monthly basis.
- Establishes that if a taxpayer is successfully participating in a payment agreement, the county treasurer may not assess additional penalties on delinquent taxes included within the payment agreement.
- Allows county treasurers to assess and collect tax foreclosure avoidance costs and delinquent collection charges on past due real and personal property taxes.

SB 5748: EXTENDING CONTRIBUTION LIMITS TO CANDIDATES FOR PUBLIC HOSPITAL DISTRICT BOARDS OF COMMISSIONERS

Prime Sponsor: Senator Roach

**Signed by the Governor*

- Extends campaign contribution limits to candidates for public hospital district boards of commissioners in districts with populations over 150,000. There are currently three districts in this class, two in King County and one in Snohomish County.
- The limits are those currently applying to candidates for several state and local offices, under which individuals, unions, businesses, and political action committees may contribute up to \$900 per election, and during an election cycle, state party organizations may contribute up to \$0.90 per voter and local party organizations may contribute up to \$0.45 per voter. Limits are periodically adjusted for inflation by the Public Disclosure Commission.

ESHB 1004: CONCERNING PAYMENT OF PROPERTY TAXES

Prime Sponsor: Representative Moeller

**ESHB 1004 is incorporated in part into SSB 5705.*

SHB 1068: CONCERNING THE TELEVISION RECEPTION IMPROVEMENT DISTRICT EXCISE TAX

Prime Sponsor: Representative Manweller

**Signed by the Governor*

- Provides that a television (TV) owner subscribing to satellite TV service is exempt from paying a TV reception improvement district's excise tax on TVs if the TV owner files a statement with the district board claiming the exemption.
- A TV reception improvement district may reduce administrative costs by assisting county treasurers in sending tax notices to taxpayers.

SHB 1074: CONCERNING REQUIREMENTS GOVERNING AND ASSOCIATED WITH PLAT APPROVALS

Prime Sponsor: Representative Angel

(SB 5609 Senator Rivers)

**Signed by the Governor*

- Increases the final plat approval submission timeline from 9 to 10 years for qualifying final plats, and removes a requirement that an associated project be within city limits.

- Modifies land-use timeline requirements by extending the valid land-use timeline for qualifying lots in a final plat from 9 to 10 years, and removes a requirement that an associated project be within city limits.
- Modifies provisions governing subdivisions by extending the period by which subdivisions are governed by the terms of approval of the final plat and associated requirements in effect at the time of approval from 9 to 10 years, and removes a requirement that an associated project be within city limits.

SHB 1093: REGARDING STATE AGENCY LOBBYING ACTIVITIES

Prime Sponsor: Representative Shea

**Signed by the Governor*

- Provides that a state agency director who knowingly fails to file required lobbying reports is subject to a personal civil penalty of \$100 per report.
- Provides that a state agency official or employee who is responsible for, or who knowingly spends, public funds in violation of lobbying restrictions may be subject to a personal civil penalty of at least the sum spent in the violation.
- Requires state agencies to report lobbying reports electronically.

2SHB 1195: CONCERNING PRIMARIES

Prime Sponsor: Representative Wylie

**Signed by the Governor*

- Requires holding a primary election for races in odd-numbered years to fill a vacancy in an office that is normally voted on in even-numbered years, regardless of how many candidates file for the position.
- Prohibits holding a primary election for any nonpartisan office if, after the last day allowed for candidates to withdraw, two or fewer candidates filed for the position.

HB 1207: CONCERNING CEMETERY DISTRICT FORMATION REQUIREMENTS

Prime Sponsor: Representative Haigh

**Signed by the Governor*

- Revises procedures to form cemetery districts in counties with only one city or town. Ferry, Garfield, Jefferson, Mason, San Juan, and Wahkiakum counties are currently in this class.
- In those counties, reduces the number of voter signatures required on a petition proposing to form a district, provides a process to add signatures to a petition after initial filing, and reduces minimum voter approval required to form a district from two-thirds to a simple majority.
- Clarifies provisions applying statewide and deletes outdated language.

HB 1319: RECOGNIZING A WELCOME HOME VIETNAM VETERANS DAY

Prime Sponsor: Representative Johnson

**Signed by the Governor*

- Recognizes March 30, or the preceding Friday, if March 30 falls on a weekend, as Welcome Home Vietnam Veterans Day.
- Welcome Home Vietnam Veterans Day is not a holiday for legal purposes, but public entities must fly the POW/MIA flag on that day.

2SHB 1416: CONCERNING THE FINANCING OF IRRIGATION DISTRICT IMPROVEMENTS

Prime Sponsor: Representative Warnick

(SB 5824 Senator Honeyford)

**Signed by the Governor*

- Revises provisions authorizing irrigation districts to form and manage local improvement districts (LIDs) to finance irrigation projects.
- Clarifies that agricultural land is not exempt from LID assessments, specifies that LID bonds do not constitute a general obligation of the entire irrigation district, and conforms several LID provisions to standards applying other local governments.
- Provides that agreements by irrigation districts to manage federal reclamation project works cannot require a district to indemnify the U.S. against liability for U.S. negligence unless indemnification is expressly authorized by state law.

SHB 1456: AUTHORIZING PRETAX PAYROLL DEDUCTIONS FOR QUALIFIED TRANSIT AND PARKING BENEFITS

Prime Sponsor: Representative Hunt

**Signed by the Governor*

- Requires deductions for qualified transit and parking benefits be pre-taxed to the full extent possible, as allowed under the federal Internal Revenue Code.
- Requires that the payment of the parking fee be made to an agency, the Department of Enterprise Services, or a private parking vendor to be eligible for the pretax deduction.

SHB 1466: REVISING ALTERNATIVE PUBLIC WORKS CONTRACTING PROCEDURES

Prime Sponsor: Representative Haigh

(SB 5349 Senator Dammeier)

**Signed by the Governor*

- Extends the use of alternative public works contracting procedures to 2021.
- Revises design-build use criteria and selection to allow public bodies to use design-build for projects in which the construction activities are highly specialized, the projects provide opportunity for greater innovation or efficiencies, or significant savings would be realized.
- Allows public bodies to evaluate design-build proposers on the proposer's past performance in the utilization of disadvantaged businesses and small businesses, and the proposer's outreach plans to disadvantaged businesses and small businesses.
- Addresses protest procedures for design-build projects and protests and subcontractor selections for General Contractor/Construction Manager projects.
- Allows certified public bodies to use General Contractor/Construction Manager contracting on any size project without obtaining approval from the review committee.
- Provides that, once certified, a public body may use the certified contracting procedure for a period of three years.
- Increases the annual limit of Job Order Contracts to \$6 million for counties with populations greater than 1 million.
- Requires the Capital Projects Advisory Review Board to recommend rules regarding life-cycle cost analysis and energy efficiency as related to the design-build procurement method.

HB 1474: GIVING GENERAL ELECTION VOTERS THE POWER TO CHOOSE BETWEEN THE TOP TWO CANDIDATES FOR NONPARTISAN OFFICES

Prime Sponsor: Representative Pedersen

**Signed by the Governor*

- Requires that the names of the two candidates receiving the most votes in a primary election for judicial offices and the Superintendent of Public Instruction appear on the general election ballot, regardless of whether a candidate received a majority of votes in the primary election. Each candidate must receive at least 1 percent of the votes cast in the primary election to appear on the general election ballot.

SHB 1512: CONCERNING FIRE SUPPRESSION WATER FACILITIES AND SERVICES PROVIDED BY MUNICIPAL AND OTHER WATER PURVEYORS

Prime Sponsor: Representative Takko

**Signed by the Governor*

** SB 5606 is incorporated in its entirety into SHB 1512.*

- Allows a purveyor to allocate and recover the costs of fire suppression water facilities and services from customers as costs of complying with state law and regulations; customers based on service, benefits, burdens, and impacts; or both.
- Provides that a city, town, or county may contract with purveyors for the provision of fire suppression water facilities or services.
- Establishes that a county is not required to pay for fire suppression water facilities or services unless it is a customer, acting as a purveyor, or has agreed to do so.

- Establishes that municipal and non-municipal purveyors are not liable for any damages that arise out of a fire event, relating to the operation, maintenance, and provision of fire suppression water facilities and services, under certain circumstances.

SHB 1537: ADDRESSING A VETERAN'S PREFERENCE FOR THE PURPOSE OF PUBLIC EMPLOYMENT

Prime Sponsor: Representative O'Ban

(SB 5061 Senator Carrell)

**Signed by the Governor*

- Permits veteran scoring criteria status for public employment applications to be claimed upon receipt of separation orders if the orders indicate an honorable discharge.

HB 1576: CREATING GREATER EFFICIENCY IN THE OFFICES OF COUNTY ASSESSORS BY ALLOWING NOTIFICATION VIA ELECTRONIC MEANS

Prime Sponsor: Representative Springer

(SB 5443 Senator Roach)

**Signed by the Governor*

- Allows county assessors to provide assessment notices and other information taxpayers via electronic means instead of regular mail authorized by taxpayers.
- Requires assessors to use methods to protect confidentiality of information provided via electronic means.
- Exempts information compiled to provide notices via electronic means, including taxpayer email addresses, from disclosure under the state Public Records Act.

HB 1639: ADJUSTING PRESIDENTIAL ELECTOR COMPENSATION

Prime Sponsor: Representative Bergquist

**Signed by the Governor*

- Entitles presidential electors to receive, at state employee rates, subsistence and travel compensation when attending the state college of electors in Olympia after a presidential election.

ESHB 1652: ESTABLISHING A PROCESS FOR THE PAYMENT OF IMPACT FEES THROUGH PROVISIONS STIPULATED IN RECORDED COVENANTS

Prime Sponsor: Representative Liias

(SB 5664 Senator Rivers)

**Vetoed in its entirety*

- Requires counties, cities, and towns that collect impact fees to adopt a covenant-based deferral system for the collection of impact fees from applicants for residential building permits; or another process by which an applicant may apply for a deferral of the impact fee payment until the final inspection or certificate of occupancy receipt.
- Allows counties, cities, and towns to adopt local deferral systems that differ from the covenant and final inspection or certificate of occupancy processes, under certain circumstances.
- Provides that counties, cities, and towns with an impact fee deferral process that allows for deferral of all impact fees are not required to develop a new system for the collection of impact fees through a covenant-based deferral process.
- Delays the starting of the six-year timeframe for satisfying concurrency provisions of the Growth Management Act until after the county or city receives full payment of all deferred impact fees.

ESHB 1717: INCENTIVIZING UP-FRONT ENVIRONMENTAL PLANNING, REVIEW, AND INFRASTRUCTURE CONSTRUCTION ACTIONS

Prime Sponsor: Representative Fitzgibbon

**Signed by the Governor*

- Authorizes local governments to recover reasonable expenses incurred in the preparation of non-project environmental impact statements (EIS) for infill actions that are categorically exempt from requirements of the State Environmental Policy Act, and for development or redevelopment actions that qualify as planned actions.
- Requires that a county, city, or town enact an ordinance, prior to the collection of fees to cover reasonable expenses incurred in the preparation of the EIS, which establishes the total amount of expenses to be recovered through fees, and provides objective standards for determining the fee amount imposed upon each

development proposal; provides a procedure by which an applicant may pay the fees under protest; and makes information available about the amount of the expenses designated for recovery.

- Modifies provisions governing contracting between qualifying municipalities and real estate owners for the construction or improvement of water or sewer facilities by making the contracts mandatory, at the owner's request, and by allowing municipalities to collect associated fees.

HB 1738: AUTHORIZING POLITICAL SUBDIVISIONS TO PURCHASE CERTAIN TECHNOLOGY AND SERVICES FROM THE UNITED STATES GOVERNMENT

Prime Sponsor: Representative Hayes

**Signed by the Governor*

- Authorizes local governments to purchase electronic data processing and telecommunication equipment, software, and services from or through the United States government, in addition to other, currently-authorized supplies.

SHB 1806: ADDRESSING THE DEFINITION OF VETERAN FOR PURPOSES OF VETERANS' ASSISTANCE PROGRAMS

Prime Sponsor: Representative Hansen

**Signed by the Governor*

- Permits counties to extend veterans' assistance program services to veterans receiving a general discharge under honorable conditions or a medical or physical discharge with an honorable record.

HB 1860: CONTINUING THE USE OF THE LEGISLATURE'S SUNSET REVIEW PROCESS

Prime Sponsor: Representative Alexander

(SB 5734 Senator Kohl-Welles)

**Signed by the Governor*

- Extends the termination date for the Joint Legislative Audit and Review Committee's sunset review process until June 30, 2025.

ESHB 1968: CHANGING LICENSING PROVISIONS FOR CERTAIN BEFORE AND AFTER-SCHOOL PROGRAMS IN SCHOOL BUILDINGS

Prime Sponsor: Representative Kagi

**Signed by the Governor*

- Requires the state Fire Marshall to adopt licensing standards to allow children who attend a school to remain in the school to participate in before or after-school programs; and allow children who attend other schools and are transported to attend before or after-school programs to participate in those programs in the school building.

EHB 2068: CONCERNING THE ANNEXATION OF UNINCORPORATED TERRITORY WITHIN A CITY OR TOWN

Prime Sponsor: Representative Takko

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Makes Unincorporated Islands annexation method for code cities planning under the Growth Management Act applicable to areas of any size containing residential property owners where at least 80 percent of the area's boundaries are contiguous with the city or town.
- Establishes a referendum process for an annexation in which a city, county, and fire protection district enter into an interlocal agreement to annex an area within a fire protection district.
- Provides that no referendum will be allowed for an annexation if the fire protection district, annexing city or town, and the county reach agreement on an annexation for which a code city, city, or town has initiated the interlocal agreement process by sending notice to the fire protection district representative and the county representative prior to July 28, 2013.

HEALTH CARE

786-7456

SB 5092: PROVIDING AN EXEMPTION FROM CONTINUING COMPETENCY REQUIREMENTS FOR REGISTERED NURSES WHO SEEK ADVANCED NURSING DEGREES

Prime Sponsor: Senator Benton

**Signed by the Governor*

- Requires the Nursing Care Quality Assurance Commission to adopt rules on continuing competency.
- Exempts registered nurses from continuing competency requirements while they are pursuing bachelor's or master's degrees.

SSB 5148: ALLOWING FOR REDISTRIBUTION OF MEDICATIONS UNDER CERTAIN CONDITIONS

Prime Sponsor: Senator Keiser

(SHB 1382 Representative Jinkins)

**Signed by the Governor*

- Health care practitioners, pharmacists, medical facilities, drug manufacturers, and drug wholesalers may donate prescription drugs and supplies to a pharmacy for redistribution to uninsured and low-income individuals.
- Prescription drugs that are donated for redistribution must be in sealed and tamper-evident packaging, must not be expired, must be inspected by a pharmacist before redistribution, and may only be distributed to a person holding a prescription for that drug.

ESB 5206: INCREASING THE HEALTH PROFESSIONS PARTICIPATING IN ONLINE ACCESS TO THE UNIVERSITY OF WASHINGTON HEALTH SCIENCES LIBRARY

Prime Sponsor: Senator Becker

**Signed by the Governor*

- Licensed practical nurses, occupational therapists and assistants, dietitians, nutritionists, and speech-language pathologists are added to the list of health professionals who can have online access to the University of Washington Health Sciences Library. Licensees can be assessed up to an additional \$25 for this access.

2SSB 5213: CONCERNING PRESCRIPTION REVIEW FOR MEDICAID MANAGED CARE ENROLLEES

Prime Sponsor: Senator Becker

**Signed by the Governor*

- By January 1, 2015, the Health Care Authority contracts with Medicaid-managed care plans must include provisions that incentivize pharmacists and other qualified providers to provide comprehensive medication management services for patients with multiple chronic conditions.
- The contracts must include evaluation and reporting on the impact of comprehensive medication management services on patient clinical outcomes and total health care costs, including reductions in emergency department utilization, hospitalization, and drug costs.
- The contract provisions cannot include an increase in the rates paid to the Medicaid-managed care plans.

E2SSB 5215: CONCERNING HEALTH CARE PROFESSIONALS CONTRACTING WITH PUBLIC AND PRIVATE PAYORS

Prime Sponsor: Senator Becker

**Signed by the Governor*

- All licensed health insurance carriers and Medicaid-managed care plans, known as third-party payors, must provide at least 60 days' notice to health care providers of any material amendments to their contracts. A

material amendment may only become effective if the provider attests in writing or electronic form to accept the contract changes.

- A material amendment is defined as a contract amendment that would require a provider to participate in a health plan, product, or line of business with a lower fee schedule in order to continue to participate in a plan, product, or line of business with a higher fee schedule.
- A proposed material amendment must be clearly defined in a notice to the provider and the notice must inform providers they may reject the amendment through written or electronic means.
- A payor may require a provider to extend their Medicaid rates or some percentage of Medicaid rates to another line of business, but only if the provider expressly agrees in writing. A payor may use their Medicaid rates as a base for negotiating payment with a health care provider.
- Licensed health care providers are not required to participate in any public or private third-party payor arrangement as a condition of licensure.

SB 5216: ADDRESSING LONG-TERM CARE INSURANCE

Prime Sponsor: Senator Rolfes

(HB 1441 Representative Van De Wege)

**Signed by the Governor*

- All long-term care insurance policies sold after January 2009 must make claim denials within 30 days of receipt of the written request, instead of 60 days.
- The Insurance Commissioner must adopt rules with prompt payment requirements for long-term care insurance. The rules must include a definition of a claim and a clean claim. In the development of the rules, the Commissioner must consider the prompt payment requirements developed by the National Association of Insurance Commissioners.

E2SSB 5267: ESTABLISHING A WORK GROUP TO DEVELOP STANDARDIZED PRIOR AUTHORIZATION FOR MEDICAL AND PHARMACY MANAGEMENT

Prime Sponsor: Senator Becker

(HB 1380 Representative Jinkins)

**Signed by the Governor*

- A legislative work group is formed to develop criteria to streamline the prior authorization process for prescription drugs, medical procedures, and medical tests. The work group is co-chaired by the chair of the Senate Health Care Committee and the chair of the House Health Care and Wellness Committee. Membership of the work group is determined by the co-chairs, not to exceed 11 participants.
- The work group must establish timelines for urgent requests and timelines for non-urgent requests; work on a receipt and missing information timeframe; determine time limits for a response of acknowledgment of receipts or requests of missing information; and establish when an authorization request will be deemed as granted when there is no response.
- The work group must submit recommendations to the Legislature by November 15, 2013, and the Office of Insurance Commissioner must adopt rules implementing only the recommendations of the work group, to take effect no later than January 1, 2015.

SB 5305: REQUIRING HOSPITALS TO REPORT WHEN PROVIDING TREATMENT FOR BULLET WOUNDS, GUNSHOT WOUNDS, AND STAB WOUNDS TO ALL PATIENTS

Prime Sponsor: Senator Becker

**Signed by the Governor*

- Hospitals must report bullet, gunshot, or stab wounds to law enforcement as soon as reasonably possible when the hospital is providing treatment for such an injury.
- If the patient states that the patient's injury is the result of domestic violence, the hospital must follow its procedures for informing the patient of resources to ensure the safety of the patient and the patient's family.

SSB 5416: CONCERNING PRESCRIPTION INFORMATION

Prime Sponsor: Senator Bailey

(SHB 1155 Representative Cody)

**Signed by the Governor*

- A pharmacy may dispense Schedule II controlled substances pursuant to an electronic prescription.

SSB 5434: ADDRESSING THE FILING AND PUBLIC DISCLOSURE OF HEALTH CARE PROVIDER COMPENSATION

Prime Sponsor: Senator Becker

(HB 1543 Representative Schmick)

**Signed by the Governor*

- Health insurance carriers must file all provider contracts and provider compensation agreements with the Office of Insurance Commissioner (OIC) 30 days prior to use. Any provider compensation agreements not affirmatively disapproved by OIC are deemed approved.
- OIC may not base a disapproval of the agreement on the amount of the compensation or other financial arrangements between the carrier and provider, unless the amount causes the underlying benefit plan to be in violation of state or federal law.
- Provider compensation agreements are confidential and are not subject to public inspection or public disclosure under the Public Records Act.
- The act expires July 1, 2017.

ESSB 5449: ADDRESSING THE WASHINGTON STATE HEALTH INSURANCE POOL

Prime Sponsor: Senator Parlette

**Signed by the Governor*

- Requirements for the Washington State Health Insurance Pool (WSHIP) are modified consistent with changes for the insurance market that will be effective in 2014.
- WSHIP's responsibility to maintain the standard health questionnaire for health screening in the individual market is removed.
- Eligibility is modified to allow new enrollees that are not eligible for Medicare or Medicaid, residing in a county where an individual health plan is not available, to join the pool prior to December 31, 2017. The non-Medicare pool coverage must be discontinued December 31, 2017.
- Medicare eligibility remains for those without access to Medicare Part C or Medicare supplemental coverage.
- The WSHIP Board must submit an eligibility study by November 1, 2015, with a review of the populations that may need ongoing access to coverage through the pool, whether enrollees have access to comprehensive coverage alternatives that include appropriate pharmacy coverage, and whether there are barriers that remain in accessing other coverage.

SSB 5459: REQUIRING NINETY-DAY SUPPLY LIMITS ON CERTAIN DRUGS DISPENSED BY A PHARMACIST

Prime Sponsor: Senator Becker

(HB 1583 Representative Jinkins)

**Signed by the Governor*

- A pharmacist may dispense up to a 90-day supply of a drug if the patient completed an initial 30-day supply of the drug or previously had a 90-day supply for the same medication; the total quantity does not exceed the total dosage units authorized by the prescriber; the prescriber has not specified that dispensing an initial amount is medically necessary; and the pharmacist is exercising his or her professional judgment.
- A pharmacist may not dispense the greater supply if the prescriber indicates no change to quantity is allowed.
- The pharmacist must notify the prescriber of the increase in the quantity dispensed.

SB 5465: CONCERNING EXEMPTIONS FROM LICENSURE AS A PHYSICAL THERAPIST

Prime Sponsor: Senator Dammeier

(HB 1230 Representative Green)

**Signed by the Governor*

- Physical therapy assistants may, without being licensed, work under a licensed physical therapist or licensed physical therapy assistant to satisfy clinical requirements while pursuing a physical therapy assistant degree.
- Physical therapists may supervise a total of two assistive personnel and a total of two physical therapy or physical therapy assistant students at any one time.

SB 5510: CONCERNING THE ABUSE OF VULNERABLE ADULTS

Prime Sponsor: Senator Becker

(HB 1523 Representative Moeller)

**Signed by the Governor*

- In conducting an investigation of abuse of a vulnerable adult, the Department of Social and Health Services (DSHS) or law enforcement must have access to all relevant records related to the vulnerable adult that are in the possession of mandated reporters and their employees.
- DSHS, the Certified Professional Guardian Board, and the Office of Public Guardianship may share information on investigations of abuse of vulnerable adults. This information must be used when recruiting guardians and for monitoring certified professional or public guardians.

SSB 5524: AUTHORIZING WASHINGTON PHARMACIES TO FILL PRESCRIPTIONS WRITTEN BY PHYSICIAN ASSISTANTS IN OTHER STATES

Prime Sponsor: Senator Cleveland

(HB 1596 Representative Moeller)

**Signed by the Governor*

- Washington State pharmacies may fill prescriptions for legend drugs and controlled substances that are written by out-of-state physician assistants.

SB 5550: CONCERNING PRIVILEGING AND PROFESSIONAL CONDUCT REVIEWS BY HEALTH CARE PROFESSIONAL REVIEW BODIES

Prime Sponsor: Senator Padden

(HB 1436 Representative Rodne)

**SB 5550 is incorporated in part into ESB 5666.*

SSB 5601: CONCERNING INTERPRETATION OF STATE LAW REGARDING REBATING PRACTICES BY HEALTH CARE ENTITIES

Prime Sponsor: Senator Becker

(HB 1636 Representative Rodne)

**Signed by the Governor*

- The state rebating law is amended to indicate that the law may not be construed to limit or prohibit the donation of electronic health record technology when the donation is allowed by federal law or does not otherwise violate federal law.
- The provision does not apply to an entity that operates principally as a clinical laboratory.
- The provisions apply retroactively to June 1, 2006, and prospectively, to align with the federal protections.

SSB 5630: IMPLEMENTING RECOMMENDATIONS OF THE ADULT FAMILY HOME QUALITY ASSURANCE PANEL

Prime Sponsor: Senator Bailey

(2SHB 1701 Representative Moeller)

**Signed by the Governor*

- Adult family homes must disclose the scope of care, services, and activities provided by the home. Adult family homes must provide at least 30 days' notice before a decrease in the scope of care, services, or activities it provides.
- The Department of Social and Health Services must work with stakeholders to improve existing web resources to create a user-friendly website for family members, residents, and prospective residents of adult family homes in Washington.
- During an inspection of an adult family home, the home will have an opportunity to correct deficiencies that do not pose a significant risk of harm to residents. The corrected deficiencies will not be included in the home's compliance history.

ESB 5666: CONCERNING DISCLOSURE OF INFORMATION BY HEALTH CARE QUALITY IMPROVEMENT PROGRAMS, QUALITY ASSURANCE PROGRAMS, AND PEER REVIEW COMMITTEES

Prime Sponsor: Senator Dammeier

**Signed by the Governor*

- Health care professional review bodies may establish one or more quality improvement committees.

- Before physicians are to be given staff privileges by a hospital or ambulatory surgical facility, the physician must disclose the names of the health care facilities the physician has been associated with for the last five years. The physician must also disclose if there has been adverse action relating to membership in a professional organization.
- A health care provider who brings a lawsuit for action taken by a professional peer review body may seek appropriate injunctive relief and damages for lost earnings attributable to the action taken by the professional review body.

**SB 5550 is incorporated in part into ESB 5666.*

ESSCR 8401: CREATING A JOINT SELECT COMMITTEE ON HEALTH CARE OVERSIGHT

Prime Sponsor: Senator Keiser

- The Joint Select Committee on Health Care Oversight is established to provide legislative oversight of the Health Care Authority, the Health Benefit Exchange, the Office of the Insurance Commissioner, the Department of Health, and the Department of Social and Health services.
- The Joint Select Committee on Health Reform Implementation is expired.

HB 1003: CONCERNING DISCIPLINARY ACTIONS AGAINST THE HEALTH PROFESSIONS LICENSE OF THE SUBJECT OF A DEPARTMENT OF SOCIAL AND HEALTH SERVICES' FINDING

Prime Sponsor: Representative Moeller

**Signed by the Governor*

- The Department of Health must suspend the license of any health care provider who is prohibited from employment in the care of vulnerable adults based upon a Department of Social and Health Services finding of neglect or abuse of a minor, or abuse, abandonment, neglect, or financial exploitation of a vulnerable adult.

HB 1182: INCLUDING PHARMACISTS IN THE LEGEND DRUG ACT

Prime Sponsor: Representative Harris

**Signed by the Governor*

- Pharmacists may prescribe legend drugs as allowed by a collaborative drug therapy agreement. The agreement must be authorized by the Board of Pharmacy and approved by a prescribing practitioner.

SHB 1216: CONCERNING SUNRISE REVIEW FOR A PROPOSAL TO ESTABLISH A MANDATED BENEFIT OF TREATMENT OF EOSINOPHILIA GASTROINTESTINAL ASSOCIATED DISORDERS

Prime Sponsor: Representative Habib

(SB 5130 Senator Frockt)

**Signed by the Governor*

- The Department of Health must conduct a sunrise review of the proposal in the original bill to require coverage of formulas necessary for the treatment of eosinophilia gastrointestinal disorders. The report is due before December 13, 2013.

SHB 1270: MAKING THE BOARD OF DENTURISTS THE DISCIPLINING AUTHORITY FOR LICENSED DENTURISTS

Prime Sponsor: Representative Morrell

(SB 5384 Senator Bailey)

**Signed by the Governor*

- The Board of Denturists (Board) is the disciplining authority for licensed denturists under the Uniform Disciplinary Act.
- Denturist-related duties assigned to the Secretary of the Department of Health are transferred to the Board except for the issuance of licenses.

SHB 1271: CONCERNING THE PRACTICE OF DENTURISM

Prime Sponsor: Representative Jinkins

(SB 5385 Senator Bailey)

**Signed by the Governor*

- The types of services a denturist may provide are expanded to include certain non-orthodontic removable oral devices and teeth whitening.

HB 1330: ALLOWING DENTAL HYGIENISTS AND DENTAL ASSISTANTS TO PROVIDE CERTAIN SERVICES UNDER THE SUPERVISION OF A DENTIST

Prime Sponsor: Representative Moeller

(SB 5464 Senator Cleveland)

**Signed by the Governor*

- Dental hygienists and dental assistants may apply topical anesthetic agents to a patient after a supervising dentist examines and diagnoses the patient.
- Dental hygienists may perform services on patients who are homebound if a supervising dentist examined and diagnosed the patient.

SHB 1343: REMOVING THE EXPIRATION FOR THE ADDITIONAL SURCHARGE IMPOSED ON REGISTERED NURSES AND LICENSED PRACTICAL NURSES

Prime Sponsor: Representative Cody

(SSB 5205 Senator Becker)

**Signed by the Governor*

- Removes the expiration date for a \$5 surcharge on licenses for registered nurses and practical nurses. The Department of Health will continue to charge the \$5 surcharge which is used to support the Central Nursing Resource Center.

SHB 1376: CLARIFYING THE REQUIREMENT THAT CERTAIN HEALTH PROFESSIONALS COMPLETE TRAINING IN SUICIDE ASSESSMENT, TREATMENT, AND MANAGEMENT

Prime Sponsor: Representative Orwall

**Signed by the Governor*

- The training in suicide assessment, treatment, and management required of counselors and advisers, chemical dependency professionals, marriage and family therapists, mental health counselors, occupational therapy practitioners, psychologists, and social workers is modified to allow the profession to determine whether six or three hours of training is appropriate for the profession.
- Trainings may contain only screening and referral elements if appropriate for the profession.

ESHB 1381: REGARDING ADMINISTRATIVE ADJUDICATORY PROCEEDINGS COMING BEFORE THE DEPARTMENT OF HEALTH

Prime Sponsor: Representative Jinkins

**Signed by the Governor*

- Administrative adjudicative proceedings before the Department of Health (DOH) are modified to require the presiding officer to enter an initial order subject to final review by the Secretary.
- The Secretary of DOH may delegate initial decision-making authority for administrative adjudicative proceedings, and may provide that initial orders in specified classes of cases become final without further agency action unless the Secretary issues an order for review or a party to the proceedings files a petition for review.

E2SHB 1445: CONCERNING COMPLEX REHABILITATION TECHNOLOGY PRODUCTS

Prime Sponsor: Representative Cody

**Signed by the Governor*

- The Health Care Authority (HCA) must establish a separate recognition for individually configured complex rehabilitation technology products and services for Medicaid patients with complex medical needs. The category must be a separate budget designation from durable medical equipment.

- The complex rehabilitation technology is defined as wheelchairs and seating systems that are specifically configured to meet the specific medical, physical, and functional needs of individuals.
- HCA must establish standards for the purchase of the products exclusively from qualified suppliers that meet specified criteria.
- Patients with complex needs must be evaluated by a licensed health care provider to perform the specialty evaluation, and a qualified complex rehabilitation technology professional that can assist in selecting the appropriate items and provide training in the use of the selected items.

**HB 1471: **UPDATING AND ALIGNING WITH FEDERAL REQUIREMENTS
HOSPITAL HEALTH CARE-ASSOCIATED INFECTION RATE
REPORTING****

Prime Sponsor: Representative Riccelli

(SB 5415 Senator Schlicher)

**Signed by the Governor/partial veto*

- Hospitals must report health care associated infections to the National Healthcare Safety Network rather than to the Washington State Hospital Association.
- Changes are made to the reporting requirements, the reporting of ventilator-associated pneumonia is eliminated and reporting is expanded on central line-associated bloodstream infections for all inpatient areas not just the intensive care unit.
- The Department of Health must modify the reporting through rule to reflect changes in federal requirements, and the department must submit a report to the Legislature by November 1, 2013, and biennially thereafter on the required categories of reporting and any changes.
- Reporting on surgical infections related to hip, knee, and cardiac surgeries expires July 1, 2017.
- ~~Section 1 of the bill expires July 1, 2017.~~

**ESHB 1480: **CONCERNING THE PROVISION OF PRESCRIPTION DRUGS BY
DIRECT PRACTICE PROVIDERS****

Prime Sponsor: Representative Green

(SB 5539 Senator Becker)

**Signed by the Governor*

- A direct practice provider may pay for charges associated with the dispensing of an initial 30-day supply of generic prescription drugs, at no additional cost to the direct patient.
- The payments for the prescription drugs are added to the existing cap on payments for lab and imaging services, and may not exceed 15 percent of the direct fee charged to the patient.

**SHB 1499: **CONCERNING THE PROGRAM OF ALL-INCLUSIVE CARE FOR THE
ELDERLY****

Prime Sponsor: Representative Jinkins

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) must allow clients enrolled in the Program for All-Inclusive Care for the Elderly (PACE) to remain in the program if they choose, despite improved health status that may no longer qualify them for nursing home level services, consistent with federal regulations.
- DSHS must develop and implement a coordinated plan for educating others about PACE, including a plan for referrals for all clients who are eligible for the program that live within the service area, and requiring additional training for care managers and other staff with eligibility determination responsibilities.
- DSHS must identify a private entity that operates PACE program sites in Washington to provide the training at no cost to the state.

ESHB 1515: **CONCERNING MEDICAL ASSISTANTS**

Prime Sponsor: Representative Cody

(SB 5144 Senator Keiser)

**Signed by the Governor*

- A number of modifications are made to the new medical assistant professions scheduled to become effective in July, with changes in the scope of practice for each profession.
- An applicant for a medical assistant-registered credential may work for up to 60 days, if they apply within seven days of the employer endorsement, while the application is processed.
- A certified health care assistant's credential must be in good standing before it can be automatically converted to the new medical assistant credential.

- The Department of Health may delay the implementation of the new professions, scheduled for July 1, as necessary to comply with these new requirements.

2SHB 1518: PROVIDING CERTAIN DISCIPLINING AUTHORITIES WITH ADDITIONAL AUTHORITY OVER BUDGET DEVELOPMENT, SPENDING, AND STAFFING

Prime Sponsor: Representative Cody

**Signed by the Governor*

- The Medical Quality Assurance Commission (MQAC) and the Nursing Care Quality Assurance Commission (NCQAC) are given permanent authority to hire their executive directors, develop their budgets, collaborate with the Secretary of the Department of Health on credentialing fees, comment on rules, and develop performance measures.
- The Chiropractor Quality Assurance Committee may participate in a pilot project to hire its own executive director and have similar regulatory authority over its members as is provided to MQAC and NCQAC. Results of the pilot project must be reported to the Legislature by December 15, 2017.

ESHB 1519: ESTABLISHING ACCOUNTABILITY MEASURES FOR CERTAIN HEALTH CARE COORDINATION SERVICES

Prime Sponsor: Representative Cody

**Signed by the Governor*

- The Health Care Authority and the Department of Social and Health Services must develop and include outcomes and performance measures in their contracts with the organizations contracting to provide medical, behavioral health, or social support services for the array of Medicaid programs, by July 1, 2015.
- By September 1, 2014, the agencies must adopt performance measures for their contracting entities, and by December 1, 2014, the agencies must report to the Legislature about the expected outcomes and performance measures for each program, including the expected improvements in client outcomes, the mechanisms for reporting outcomes and measuring performance, and the options for applying the performance measures to other health and social-service programs.

HB 1534: INCREASING THE IMPAIRED DENTIST PROGRAM LICENSE OR RENEWAL SURCHARGE

Prime Sponsor: Representative Riccelli

**Signed by the Governor*

- The Impaired Dentist Program is funded by a \$25 surcharge on dentist licenses. This surcharge is increased to \$50 and will continue to fund the Impaired Dentist Program.

HB 1565: FUNDING THE PRESCRIPTION MONITORING PROGRAM FROM THE MEDICAID FRAUD PENALTY ACCOUNT

Prime Sponsor: Representative Harris

(SB 5493 Senator Schlicher)

**Signed by the Governor*

- The Medicaid Fraud Penalty Account must be used to fund the management and operations of the Prescription Monitoring Program.

HB 1609: RENAMING THE BOARD OF PHARMACY

Prime Sponsor: Representative Schmick

**Signed by the Governor*

- The Board of Pharmacy's name is changed to the Pharmacy Quality Assurance Commission (Commission).
- Membership of the Commission is increased from seven to fifteen members, including one pharmacy technician member.

SHB 1629: CONCERNING CREDENTIALING AND CONTINUING EDUCATION REQUIREMENTS FOR LONG-TERM CARE WORKERS

Prime Sponsor: Representative Cody

**Signed by the Governor*

- Long-term care workers have 200 days after hire to become certified home care aides, rather than the current 150 days to become certified.
- Long-term care workers with limited English skills have an additional 60 days to become certified as home care aids.
- Nurses are exempt from the continuing education training required of long-term care workers.

EHB 1677: CONCERNING OPERATORS OF MULTIPLE ADULT FAMILY HOMES

Prime Sponsor: Representative Klippert

**Signed by the Governor*

- Adult family home operators may purchase multiple adult family homes without needing to wait 12-24 months if the purchase is due to a change in ownership of existing adult family homes.

ESHB 1679: REGARDING THE DISCLOSURE OF HEALTH CARE INFORMATION

Prime Sponsor: Representative Cody

**Signed by the Governor*

- Statutes on health care information disclosure, including information related to sexually transmitted diseases and mental health, are consolidated into one chapter in the RCW.

SHB 1737: CONCERNING SUPERVISION OF PHYSICIAN ASSISTANTS

Prime Sponsor: Representative Morrell

**Signed by the Governor*

- Physician assistants may work at a location that is physically separate from their supervising physician if they have permission from the Medical Quality Assurance Commission or the Board of Osteopathic Medicine and Surgery.
- Physicians may supervise up to five physician assistants if the physician assistants are not at a remote site and up to three physician assistants if the physician assistants are working at a remote site.

HB 1800: RELATING TO COMPOUNDING OF MEDICATIONS

Prime Sponsor: Representative Cody

**Signed by the Governor*

- The definition of the term manufacturing for the compounding of medications is modified to include the distribution of a compounded drug to a licensed person or entity for resale or distribution, unless a specific product has approval of the Board of Pharmacy.
- The activities excluded from the definition of manufacturing include the following: specific compounding of products in anticipation of an order from a practitioner; the repackaging into small quantities for office use; distribution of compounded drugs within the facility; or delivery of products when requested by the patient or prescriber or to another pharmacy.
- Any products compounded for patients or for distribution to a practitioner must meet the standards of the official United States Pharmacopeia as it applies to administered products.

EHB 1808: ADDRESSING THE PROPER DISPOSAL OF LEGAL AMOUNTS OF MARIJUANA INADVERTENTLY LEFT AT RETAIL STORES HOLDING A PHARMACY LICENSE

Prime Sponsor: Representative Nealey

**Signed by the Governor*

- An employee of a retail store holding a pharmacy license who finds one ounce or less of marijuana on the premises must notify law enforcement and then must properly dispose of the marijuana.

ESHB 1846: CONCERNING STAND-ALONE DENTAL COVERAGE

Prime Sponsor: Representative Schmick

(SB 5719 Senator Becker)

**Signed by the Governor*

- The Office of the Insurance Commissioner must establish rules for pediatric oral services to be offered in stand-alone dental plans in the individual and small group markets outside the Health Benefit Exchange to parallel what is offered inside the Exchange.
- The Commissioner must allow health insurance carriers to offer the pediatric oral services within the health benefit plan that includes the essential health services and is offered outside the Exchange, to parallel what is offered inside the Exchange.
- The pediatric oral services are subject to the 2 percent premium insurance tax that is applied to health insurance products, so the premium tax will be parallel for pediatric dental benefits when offered inside and outside the Exchange, and when offered as free-standing plans or when embedded in the health benefits.

ESHB 1947: CONCERNING THE OPERATING EXPENSES OF THE WASHINGTON HEALTH BENEFIT EXCHANGE

Prime Sponsor: Representative Cody

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The Health Benefit Exchange (Exchange) may only spend at the level authorized by the Legislature.
- Exchange financing is provided to ensure the Exchange is self-sustaining by January 1, 2015, and includes the premium tax from the health and dental plans sold through the Exchange, transitional funding from the Washington State Insurance Pool (WSHIP), and the ability to establish an assessment.
- WSHIP is directed to continue their assessment at the 2013 level and transfer the amount established in the budget to assist with the transition of high risk pool enrollees into the Exchange.
- The state Auditor must conduct a performance review of the cost of Exchange operations and make recommendations to improve cost performance by July 1, 2016.
- The Exchange is exempt from the business and occupations tax until July 1, 2023.

HIGHER EDUCATION

786-7415

SSB 5180: IMPROVING ACCESS TO HIGHER EDUCATION FOR STUDENTS WITH DISABILITIES

Prime Sponsor: Senator Shin

**Signed by the Governor*

- Creates a 29-member taskforce charged with improving access to higher education for students with disabilities.
- Requires the taskforce to make recommendations to the Legislature each December from 2013 to 2015.

SSB 5195: ALLOWING NONPROFIT INSTITUTIONS RECOGNIZED BY THE STATE OF WASHINGTON TO BE ELIGIBLE TO PARTICIPATE IN THE STATE NEED GRANT PROGRAM

Prime Sponsor: Senator Rolfes

(HB 1322 Representative Seaquist)

**Signed by the Governor*

- The Legislature finds that Western Governors University-Washington (WGU-WA) serves a nontraditional and geographically diverse student population that deserves to have access to affordable postsecondary education, including baccalaureate degree-granting institutions.
- The Legislature intends to provide WGU-WA students access to the State Need Grant (SNG) program and to require WGU-WA to comply with all reporting necessary for SNG program participation.
- A nonprofit institution recognized by Washington State under current law is eligible to participate in the SNG program.

SB 5343: CONCERNING THE RIGHTS OF HIGHER EDUCATION STUDENTS INVOLVED IN MILITARY SERVICE

Prime Sponsor: Senator Bailey

**Signed by the Governor*

- Requires institutions of higher education to provide make-up classes, exams, or other make-up events to National Guard members or other military reservists called to active duty or training for 30 days or less without prejudice to the final course grade or evaluation.

SB 5472: AUTHORIZING APPLIED DOCTORATE LEVEL DEGREES IN AUDIOLOGY AT WESTERN WASHINGTON UNIVERSITY

Prime Sponsor: Senator Bailey

(SHB 1614 Representative Reykdal)

**Signed by the Governor*

- The board of trustees of Western Washington University may offer applied, but not research, doctorate-level degrees in audiology.

SSB 5559: AUTHORIZING EDUCATIONAL SPECIALIST DEGREES AT CENTRAL WASHINGTON UNIVERSITY, WESTERN WASHINGTON UNIVERSITY, AND THE EVERGREEN STATE COLLEGE

Prime Sponsor: Senator Bailey

(HB 1544 Representative Lytton)

**Signed by the Governor*

- The boards of trustees of Central Washington University, Western Washington University, and The Evergreen State College may offer educational specialist degrees.

SSB 5615: CONCERNING THE HEALTH PROFESSIONAL LOAN REPAYMENT AND SCHOLARSHIP PROGRAM

Prime Sponsor: Senator Frockt

**Signed by the Governor*

- Requires the Office of Student Financial Assistance within the Washington Student Achievement Council to contract with a fundraiser, who is not a registered state lobbyist, to solicit and accept grants and donations from private sources for the Health Professional Loan Repayment and Scholarship Program.
- Adds medical and dental residents as possible recipients of the Health Professional Loan Repayment and Scholarship Program.

2SSB 5624: ALIGNING HIGH-DEMAND SECONDARY STEM OR CAREER AND TECHNICAL EDUCATION PROGRAMS WITH APPLIED BACCALAUREATE PROGRAMS

Prime Sponsor: Senator McAuliffe

**Signed by the Governor*

- The Superintendent of Public Instruction, subject to available funding, must work with the State Board for Community and Technical Colleges (SBCTC) to develop high-demand applied baccalaureate programs that align with high-quality science, technology, engineering, and mathematics (STEM) programs and career and technical education (CTE) programs.
- SBCTC, subject to available funding, must select colleges to develop and offer two programs that support the continuation of high-quality STEM or CTE programs offered to students in kindergarten through grade 12.
- Selected colleges may develop the curriculum for and design and deliver courses leading to a high-demand applied baccalaureate degree, subject to available funding.

SB 5712: ENCOURAGING COMMUNITY COLLEGES TO USE, AND INFORM STUDENTS OF THE USE OF, MULTIPLE MEASURES TO DETERMINE THE NEED FOR PRECOLLEGE COURSES

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor*

- The State Board for Community and Technical Colleges (SBCTC) must encourage colleges to use multiple measures to determine whether a student must enroll in a precollege course, including but not limited to placement tests, the SAT, high school transcripts, college transcripts, or initial class performance.
- SBCTC must require colleges to post information about available options for course placement on their website and in admissions materials.

HB 1109: REQUIRING INSTITUTIONS OF HIGHER EDUCATION THAT OFFER AN EARLY COURSE REGISTRATION PERIOD TO PROVIDE EARLY REGISTRATION FOR ELIGIBLE VETERANS AND NATIONAL GUARD MEMBERS

Prime Sponsor: Representative Hansen

**Signed by the Governor*

- Requires institutions of higher education that offer an early course registration period for any segment of the student population to offer early registration to students who are eligible veterans or National Guard members.
- The provisions expire on August 1, 2022.

ESHB 1247: MODIFYING JOB SKILLS PROGRAM PROVISIONS

Prime Sponsor: Representative Hansen

(SB 5560 Senator Bailey)

**Signed by the Governor*

- Allows small businesses to provide financial support that is equal to the trainees' salaries and benefits during training, rather than equal to the Job Skills Program grant amount.
- Amends some of the criteria used when determining which applications for Job Skills Program grants get priority. For example, applications from consortia of employers or proposing training that provides college credit are given priority.

SHB 1331: AUTHORIZING STUDENT ADVISORY COMMITTEES AT INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Representative Riccelli

**SHB 1331 is incorporated in its entirety into HB 1736*

HB 1645: INCREASING THE NUMBER OF PUBLIC MEMBERS ON THE WASHINGTON HIGHER EDUCATION FACILITIES AUTHORITY

Prime Sponsor: Representative Riccelli

**Signed by the Governor*

- Adds the chair of the Student Achievement Council or the chair's designee to the Washington Higher Education Facilities Authority, increasing the total membership from six members to seven members.

HB 1683: AUTHORIZING RECOGNITION OF INSTITUTIONS OF POSTSECONDARY STUDY IN ORDER TO RETAIN FEDERAL FINANCIAL AID ELIGIBILITY

Prime Sponsor: Representative Reykdal

**Signed by the Governor*

- The Legislature recognizes that recent changes in federal regulations require amending state statutes for certain postsecondary institutions to ensure that those schools remain eligible for federal financial aid programs.
- A cosmetology school must be recognized as an institution of postsecondary study if the school (1) admits students who earned a high school diploma or the equivalent, or are beyond the age of compulsory education in Washington; and (2) is licensed by the Department of Licensing to offer one or more training programs beyond the secondary level.

SHB 1686: CONCERNING HIGH SCHOOL EQUIVALENCY CERTIFICATES

Prime Sponsor: Representative Seaquist

(SB 5646 Senator Kohl-Welles)

**Signed by the Governor*

- Replaces the term General Educational Development test throughout statute with the term high school equivalency certificate.
- Creates a high school equivalency certificate as a certificate issued jointly by the State Board of Community and Technical Colleges and the Office of Superintendent of Public Instruction that indicates that the holder attained scores at or above the minimum proficiency level on a high school equivalency test.

HB 1736: CONCERNING HIGHER EDUCATION OPERATING EFFICIENCIES

Prime Sponsor: Representative Zeiger

(SB 5736 Senator Bailey)

**Signed by the Governor*

- The Office of Financial Management must give the Governor and Legislature recommendations to coordinate and streamline reporting, and to promote the efficient use of state resources at institutions of higher education by September 1, 2014.
- Institutions of higher education and state higher education agencies may use or accept electronic signatures for any human resource, benefits, or payroll process that requires a signature.
- The Student Achievement Council is allowed to enter into (1) interstate reciprocity agreements with other state or multistate entities; and (2) agreements with Washington-based, degree-granting institutions of higher education to ensure consistent consumer protection in the delivery of interstate online learning programs.

**SHB 1331 is incorporated in its entirety into HB 1736, as described below:*

- A four-year institution's recognized student government organization may form one student advisory committee (committee) to advise and assist the administration on issues that directly affect students' access and ability to succeed, such as the institution's annual budget, tuition and fee levels, and financial aid policies.
- The institution's administration must make information available to the committee and provide an opportunity for the committee to present recommendations to the boards of regents or trustees. The committee must solicit feedback from students and keep students informed of their actions.

HUMAN SERVICES & CORRECTIONS

786-7414

ESB 5105: ASSERTING CONDITIONS UNDER WHICH THE DEPARTMENT OF CORRECTIONS PROVIDES RENTAL VOUCHERS TO AN OFFENDER

Prime Sponsor: Senator Dammeier

**Signed by the Governor*

- The Department of Corrections (DOC) must maintain a list of housing providers that meets specifically outlined criteria. If a provider houses more than one rental voucher participant in a dwelling unit, the housing provider must be on the DOC list in order to receive rental vouchers.
- When DOC places a new housing provider on the rental voucher list, DOC must send notice to local government entities where the housing is located. Local government may provide DOC with a community impact statement which DOC must consider.
- Local government may request that a housing provider be removed from the rental voucher list if the housing is located in a neighborhood with an existing concentration of special-needs housing or if the provider is not complying with state and local codes or zoning regulations.

SB 5122: CONCERNING PATIENT AND STAFF SAFETY AT STATE HOSPITALS

Prime Sponsor: Senator Carrell

(HB 1571 Representative O'Ban)

**SB 5122 is incorporated in part into 2SSB 5732.*

SB 5147: CONCERNING JUVENILES AND RUNAWAY CHILDREN

Prime Sponsor: Senator Hargrove

(HB 1250 Representative Orwall)

**Signed by the Governor*

- When a licensed overnight youth shelter provides services to a minor known to be a runaway, the shelter must notify the minor's parents within 72 hours, rather than only eight hours.
- If there are compelling reasons not to notify the parent, including but not limited to the possibility that the minor will be subjected to child abuse or neglect, the shelter must instead notify the Department of Social and Health Services (DSHS).
- After learning that the minor is a runaway, shelter staff must consult the information made publicly available by the Washington State Patrol (WSP) at least once every eight hours.
- If WSP indicates that the minor is reported as missing, shelter staff must immediately notify DSHS of its contact with the minor.

SB 5150: CREATING A TASK FORCE TO EXAMINE REFORM OF THE MENTAL HEALTH SYSTEM

Prime Sponsor: Senator Carrell

**SB 5150 is incorporated in its entirety into 2SSB 5732.*

ESSB 5153: CONCERNING TRANSFERS OF CLIENTS BETWEEN REGIONAL SUPPORT NETWORKS

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor*

- The regional support networks (RSNs) must develop a uniform transfer agreement to govern the transfer of clients between RSNs. The RSNs must submit the uniform transfer agreement to the Department of Social and Health Services (DSHS) by September 1, 2013.
- DSHS must establish guidelines to implement the uniform transfer agreement by December 1, 2013.

2ESSB 5157: CONCERNING CHILD CARE SUBSIDY FRAUD

Prime Sponsor: Senator Carrell

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The Department of Early Learning must refer all incidents of suspected child care subsidy fraud to the Department of Social and Health Services Office of Fraud and Accountability for appropriate investigation and action.
- The term "fraud" means an intentional deception or misrepresentation made by a person with the knowledge that the deception could result in some unauthorized benefit to himself or herself or another person.

ESB 5221: REQUIRING NOTIFICATION OF RELEASE OF A PERSON FOLLOWING DISMISSAL OF CHARGES BASED ON INCOMPETENCE TO STAND TRIAL

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor*

- A mental health facility must provide written notice to the prosecutor and defense attorney at least 24 hours before releasing a person referred to the mental health facility for a civil commitment evaluation following dismissal of criminal charges based on incompetent to stand trial when the mental health facility determines not to file a civil commitment petition.
- The notice may be given by electronic mail, facsimile, or other means reasonably likely to communicate the information immediately.

SB 5234: IMPROVING BEHAVIORAL HEALTH SERVICES PROVIDED TO ADULTS IN WASHINGTON STATE

Prime Sponsor: Senator Carrell

(E2SHB 1522 Representative Green)

**SB 5234 was not enacted, but the provisions are substantially similar to those in 2SSB 5732.*

SB 5235: MODIFYING THE REQUIREMENTS FOR PURCHASE OF CARE FOR INDIAN CHILDREN

Prime Sponsor: Senator Hargrove

(HB 1361 Representative Kagi)

**Signed by the Governor*

- The purchase of care or services on behalf of an Indian child who is in the custody of a federally recognized tribe or child-placing agency licensed by a tribe is exempt from the requirement that the care or services be obtained through a network administrator by virtue of a performance-based contract.

SSB 5282: CREATING A STATEWIDE DATABASE OF MENTAL HEALTH COMMITMENT INFORMATION

Prime Sponsor: Senator Carrell

**Signed by the Governor*

- The Department of Licensing must convene a workgroup to create a proposal for consolidation of statewide involuntary commitment information for the purpose of accurate and efficient verification of eligibility to possess a firearm.
- The workgroup must report its recommendations by December 1, 2013. The Department of Social and Health Services (DSHS), the Washington State Patrol, and representatives of regional support networks (RSNs) and superior courts must be included in the workgroup.
- RSNs must forward historical commitment data to DSHS by August 1, 2013, and arrange, when feasible, to report new commitment data to DSHS within 24 hours.

SSB 5308: ESTABLISHING THE COMMERCIALY SEXUALLY EXPLOITED CHILDREN STATEWIDE COORDINATING COMMITTEE

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor*

- The Commercially Sexually Exploited Children Statewide Coordinating Committee (Committee) is established. The Committee must meet no less than annually, and a report is due annually by June 30.

- The Committee is called to order by the Office of the Attorney General. The legislative representatives must be appointed by the Speaker of the House of Representatives and the President of the Senate. The representatives of nongovernmental organizations and community service providers must be appointed by the Office of the Attorney General.
- The duties of the Committee include overseeing and reviewing the implementation of the Washington State Model Protocol at pilot sites; receiving reports and data from local and regional entities regarding the incidence of commercially sexually exploited children in their areas; reviewing recommendations from local and regional entities regarding policy changes that would improve the effectiveness of local response practices; and making recommendations regarding data collection and strategic local investments to address the commercial sexual exploitation of children.
- This section expires on June 30, 2015.

SSB 5315: IMPLEMENTING THE RECOMMENDATIONS MADE BY THE POWELL FATALITY TEAM

Prime Sponsor: Senator Becker

**Signed by the Governor*

- When a parent or sibling who desires visitation with a child is an identified suspect in an active criminal investigation for a violent crime, the Department of Social and Health Services (DSHS) must consult with the assigned law enforcement officer before recommending changes in visitation.
- In cases where DSHS must consult with law enforcement, law enforcement must provide available information pertaining to the criminal case to DSHS. Information provided may only be used to develop family visitation plans, may not be shared or distributed, and is exempt from public inspection.
- If a parent is ordered to undergo a psychosexual evaluation, DSHS may, subject to the approval of the court, reassess the child's visitation with that parent and work with the court to make changes pending the outcome of the evaluation if the child's safety may be at risk.
- Caseworkers employed in child services must receive ongoing domestic violence training including how to use the Children's Administration's practice guide to domestic violence.

SSB 5316: ADOPTING A MODEL POLICY TO REQUIRE A THIRD PERSON TO BE PRESENT DURING INTERVIEWS

Prime Sponsor: Senator Becker

**Signed by the Governor*

- The Washington State School Directors' Association must develop a model policy for schools to follow when a forensic interview of a child is conducted on school premises as part of a child abuse or neglect investigation.
- In formulating its policy, the association must consult with the Department of Social and Health Services and the Washington Association of Sheriffs and Police Chiefs.

SB 5359: CONCERNING MANDATORY REPORTING OF CHILD ABUSE OR NEGLECT BY SUPERVISED PERSONS

Prime Sponsor: Senator Carrell

**Signed by the Governor*

- Terms are defined relating to the mandatory reporting of child abuse or neglect by those acting in a supervisory capacity.
- Organization is defined to include a variety of entities, including a sole proprietor, limited liability company, corporation, or governmental entity.
- Reasonable cause is defined as when a person witnesses or receives a credible written or oral report alleging abuse, including sexual contact, or neglect of a child.
- Sexual contact has the same meaning as defined in the criminal statute.

E2SSB 5389: CONCERNING SIBLING VISITATION AND SIBLING CONTACT FOR CHILDREN IN FOSTER CARE

Prime Sponsor: Senator Billig

(ESHB 1204 Representative Roberts)

**Signed by the Governor*

- The Department of Social and Health Services (DSHS), the court, or the caregiver in an out-of-home placement may not limit contact or visitation between a child and sibling as a sanction for a child's behavior or as an incentive for a child to change the child's behavior.
- Any exceptions, limitations, or denial of contacts or visitation must be approved by the supervisor of the caseworker and documented.
- The parent, child, DSHS, guardian ad litem, or court-appointed special advocate may challenge a denial of visits in court.

SB 5397: ESTABLISHING OUTCOME MEASURES FOR THE COMMUNITY MENTAL HEALTH DELIVERY SYSTEM

Prime Sponsor: Senator Keiser

**SB 5397 was not enacted, but the provisions are substantially similar to those in 2SSB 5732.*

E2SSB 5405: CONCERNING EXTENDED FOSTER CARE SERVICES

Prime Sponsor: Senator Murray

(E2SHB 1302 Representative Roberts)

**Signed by the Governor*

- Youth who have an open dependency upon turning age 18 are eligible for extended foster care services if they are participating in a program designed to promote or remove barriers to employment. This category is in addition to existing eligibility categories that allow youth to receive services when participating in a secondary or postsecondary academic or vocational program.
- The court must dismiss dependency cases of foster care youth who turn age 18 if they do not meet one of the eligibility criteria. Youth whose dependency cases were dismissed at age 18 or after may request extended foster care services through a Voluntary Placement Agreement (VPA) if they request services before turning age 19.
- If the Department of Social and Health Services (DSHS) denies the youth's request to enter into a VPA, the youth may petition the court for an order of dependency and must be provided the assistance of counsel at no cost to the youth.
- No later than September 1, 2013, DSHS must develop recommendations regarding the needs of dependent youth in Juvenile Rehabilitation Administration institutions and report those recommendations to the Governor and appropriate legislative committees.

SSB 5456: CONCERNING DETENTIONS UNDER THE INVOLUNTARY TREATMENT ACT

Prime Sponsor: Senator Schlicher

(HB 1778 Representative Green)

**Signed by the Governor*

- A designated mental health professional (DMHP) who conducts a civil commitment evaluation must consult with any examining emergency room physician regarding the physician's observations and opinion regarding whether detention of the person for civil commitment is appropriate.
- A DMHP who conducts a civil commitment evaluation must consider both emergency detention and non-emergency detention.

SB 5466: MODIFYING CRIMINAL HISTORY RECORD INFORMATION COMPLIANCE AUDIT PROVISIONS

Prime Sponsor: Senator Carrell

(HB 1531 Representative Hayes)

**Signed by the Governor*

- In its duty to maintain criminal history records for the state, the Washington State Patrol (WSP) must identify dispositions that are outstanding one year or longer since the date of arrest, instead of nine months.
- WSP staff may first research the disposition prior to sending a list to the local jurisdiction; the local jurisdiction has 60 days, instead of 45 days, to respond to a list of outstanding dispositions.

ESSB 5480: ACCELERATING CHANGES TO MENTAL HEALTH INVOLUNTARY COMMITMENT LAWS

Prime Sponsor: Senator Keiser

(2SHB 1777 Representative Green)

**Signed by the Governor*

- The effective date of changes to involuntary commitment laws made in 2SHB 3076 (2010) is advanced by one year from July 1, 2015, to July 1, 2014.
- These changes permit the involuntary commitment of individuals facing mental health crises under a broader set of commitment criteria which recognize the importance of comparing current symptoms and behavior to past symptoms and behavior.

ESSB 5551: CONCERNING COMPETENCY TO STAND TRIAL EVALUATIONS

Prime Sponsor: Senator Conway

(2SHB 1627 Representative Morrell)

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) must reimburse a county for its cost to appoint a private expert to evaluate a defendant in jail for competency to stand trial if DSHS does not meet its seven-day performance target for completion of competency evaluations for defendants in jail in the county over the most recent quarter for which data is available.
- The Office of the State Human Resources Director must gather market salary data related to psychiatrists and psychologists employed by DSHS and the Department of Corrections and report its findings by June 30, 2013.

SSB 5565: CONCERNING BACKGROUND CHECKS FOR INDIVIDUALS SEEKING A LICENSE UNDER CHAPTER 74

Prime Sponsor: Senator Hargrove

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) must not deny or delay an application for employment or unsupervised access to children based on a crime or civil infraction that is not on the Secretary's list of negative actions maintained by DSHS.
- A workgroup must be convened to consider options, including a certificate of rehabilitation, to address the impact of founded complaints of abuse or neglect on the ability of rehabilitated individuals to gain employment or permission to care for children.
- When a child is placed with a relative or other suitable person before a shelter care hearing, DSHS may complete the fingerprint-based background check as soon as possible after placement, if the person appears otherwise suitable and competent to provide care.

ESSB 5577: PROTECTING PUBLIC EMPLOYEES WHO ACT ETHICALLY AND LEGALLY

Prime Sponsor: Senator Carrell

**Signed by the Governor*

- A state employee who files an ethics complaint must receive protection from retaliation similar to the protection afforded to whistleblowers. Retaliators may be subject to a civil penalty of up to \$5,000.
- The identity of a person making an ethics complaint is made exempt from public disclosure.
- Executive branch employees are encouraged to attend an ethics training at least once every 36 months.

2SSB 5595: CONCERNING CHILD CARE REFORM

Prime Sponsor: Senator Billig

(2SHB 1671 Representative Farrell)

**Signed by the Governor*

- The Department of Early Learning (DEL) must provide training on professionalism to DEL employees who provide services to parents receiving Working Connections Child Care (WCCC).
- The responsibilities of the Department of Social and Health Services to providers and parents who receive WCCC are outlined.
- A legislative task force is established to address issues relating to improving the child care system. A report is due to the Legislature no later than December 31, 2013.
- Recommendations contained in the Aclara Group report submitted to DEL in October 2012 and related to streamlining the child care system to improve access and customer service must be implemented by December 1, 2013.

*2SSB 5595 is incorporated in part in 2SHB 1723, as described below:

- The Early Achievers program is codified to provide parents with information about quality child care and early education programs, improve early learning throughout the state, and increase school readiness for children.

SB 5617: CONCERNING SERVICE OF PETITIONS FOR RELEASE BY PERSONS COMMITTED AS CRIMINALLY INSANE

Prime Sponsor: Senator Carrell

**SB 5617 is incorporated in its entirety into E2SHB 1114.*

ESSB 5681: FACILITATING TREATMENT FOR PERSONS WITH CO-OCCURRING DISORDERS BY REQUIRING DEVELOPMENT OF AN INTEGRATED RULE

Prime Sponsor: Senator Rolfe

(HB 1930 Representative Seaquist)

**Signed by the Governor*

- A licensed mental health agency that has a waiver from the Department of Social and Health Services (DSHS) exempting the agency from compliance with chemical dependency rules for services provided to clients with co-occurring mental health and chemical dependency disorders may request and receive a three-year renewal of the waiver until June 30, 2014, if DSHS does not adopt a fully integrated rule by May 1, 2014.

2SSB 5732: CONCERNING THE ADULT BEHAVIORAL HEALTH SYSTEM IN WASHINGTON STATE

Prime Sponsor: Senator Carrell

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) and the Health Care Authority must implement a strategy for improvement of the adult behavioral health system which involves development of outcome measurements, increasing use of evidence-based, research-based, and promising practices, and increasing cross-system collaboration for the purpose of improving outcomes for clients.

**SB 5150 is incorporated into 2SSB 5732, as described below.*

- The Legislature must convene a taskforce to study reform of the adult behavioral health system, starting May 1, 2014.

**SB 5122 is incorporated into 2SSB 5732, as described below.*

- DSHS must contract with a consultant to recommend improvements in safety practices concerning the provision of forensic mental health services in state hospitals.

SB 5810: ALLOWING THE DEPARTMENT OF CORRECTIONS TO EXEMPT INFORMATION CONTAINED IN THE INTERNAL DATABASE ON SECURITY THREAT GROUP DATA FROM DISSEMINATION UNDER THE PUBLIC RECORDS ACT

Prime Sponsor: Senator Darneille

(HB 1715 Representative Klippert)

**Signed by the Governor*

- The Department of Corrections (DOC) may collect investigative information concerning security threat group (STG) affiliations – i.e., gang affiliations, drugs, and violence within DOC facilities and the participants involved.
- The following STG information collected and maintained by DOC is exempt from public disclosure: information that could lead to the identification of a person's STG status, affiliation, or activities; information that reveals specific security threats associated with the operation and activities of STGs; and information that identifies the number of STG members, affiliates, or associates.

E2SHB 1114: ADDRESSING CRIMINAL INCOMPETENCY AND CIVIL COMMITMENT

Prime Sponsor: Representative Pedersen

(ESSB 5176 Senator Hargrove)

**Signed by the Governor*

- A superior court must commit a person referred for civil commitment who is initially committed for 180 days of inpatient treatment following dismissal of violent felony charges based on incompetence to stand trial at

subsequent civil commitment hearings without providing an evidentiary hearing unless the committed person provides proof through admissible expert testimony that the person no longer meets criteria for civil commitment.

- The Public Safety Review Panel must advise the Department of Social and Health Services (DSHS) concerning persons who are civilly committed following dismissal of violent felony charges based on incompetence to stand trial.
- When a person who is committed as criminally insane will be transferred to prison following release to serve a sentence for a class A felony, the party petitioning for release must not be required to prove that the person does not present a danger to the public.

**SB 5617 is incorporated in its entirety into E2SHB 1114, as described below.*

- A person who is committed as criminally insane who petitions a superior court for release must serve the petition upon DSHS.

HB 1203: EXEMPTING PERSONAL INFORMATION RELATING TO CHILDREN FROM PUBLIC INSPECTION AND COPYING

Prime Sponsor: Representative Farrell

(SB 5198 Senator Darneille)

**Signed by the Governor*

- Personal information contained in Department of Early Learning records for a child enrolled in licensed child care is not available for public examination or copying.
- The list of examples describing what constitutes personal information – addresses, telephone numbers, personal email addresses, social security numbers, emergency contacts, and dates of birth – contained in files maintained for students in public schools, patients or clients of public institutions or public health agencies, or welfare recipients is removed.

HB 1213: CONCERNING SOCIAL WORKER LICENSING

Prime Sponsor: Representative Orwall

(SB 5725 Senator Cleveland)

**Signed by the Governor*

- The types of persons who may supervise an advanced social worker conducting psychotherapy are expanded to include authorized mental health professionals.
- An associate level license for social workers, marriage and family therapists, or mental health counselors may be renewed six times, rather than four.
- Associate level social workers are added to the list of professionals who must complete suicide assessment, treatment, and management training requirements.

SHB 1261: ESTABLISHING A RESOURCE AND ASSESSMENT CENTER LICENSE FOR AGENCIES TO PROVIDE SHORT-TERM EMERGENCY AND CRISIS CARE FOR CHILDREN REMOVED FROM THEIR HOMES

Prime Sponsor: Representative Hope

(SSB 5475 Senator Harper)

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) is authorized to license resource and assessment centers if (1) there is a demonstrated need in the local community for a resource and assessment center, (2) the center will be staffed primarily by trained volunteers, and (3) the center demonstrates that it is not financially dependent on reimbursement from the state to operate.
- Resource and assessment center means an agency that provides short-term emergency and crisis care for up to 72 hours, excluding weekends and holidays, to children who have been removed from their parents or guardians by Child Protective Services or law enforcement.
- A resource and assessment center may provide placement for a child over 12 years of age, if the child has a sibling under age 13 who is placed in the resource and assessment center.
- Resource and assessment centers may not be used to address placement disruptions for children who have been removed from a foster home because of behavior or safety concerns.

SHB 1284: CONCERNING THE RIGHTS OF PARENTS WHO ARE INCARCERATED OR IN RESIDENTIAL SUBSTANCE ABUSE TREATMENT

Prime Sponsor: Representative Roberts

(SB 5460 Senator Darneille)

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) must allow an incarcerated parent to participate in a child's dependency case conference by teleconference or videoconference. A permanency plan must, where possible, incorporate treatment that reflects the resources available to an incarcerated parent.
- A good cause exception is provided to the rule requiring DSHS to file a petition for termination of parental rights when a child has been in out-of-home care for 15 of the last 22 months, which applies when a parent is incarcerated and maintains a meaningful role in the child's life.
- When a parent who maintains a meaningful role in a child's life is sentenced to long-term incarceration, DSHS should consider a permanent placement that allows the parent to maintain a relationship with the child, if this is in the best interests of the child.

SHB 1307: CONCERNING SEXUAL ASSAULT PROTECTION ORDERS

Prime Sponsor: Representative Goodman

(SB 5175 Senator Hargrove)

**Signed by the Governor*

- Upon receipt of a sexual assault protection order petition, the court must order a hearing to be held not later than 14 days from the date of the order. If timely personal service cannot be made on the respondent, then the court must set a new hearing date and either require additional attempts at personal service or permit service by publication or mail.
- A court may not require more than two attempts at personal service, unless requested by the petitioner. If the court permits service by publication or mail, then the new hearing date must be set no later than 24 days from the date of the order.
- The same rules allowing service by publication or mail for initial petitions also apply to petitions for renewal and modification, and to the service of final orders.
- If the court deems that the appointment of a guardian ad litem is necessary for either the petitioner or the respondent, then the appointment must be at no cost to either party.

ESHB 1383: MODIFYING STALKING AND HARASSMENT PROTECTION ORDER PROVISIONS

Prime Sponsor: Representative Goodman

(SSB 5452 Senator Conway)

**Signed by the Governor*

- A new action is created for a stalking protection order; stalking conduct is defined.
- A stalking no-contact order is defined and a judge is authorized to order a no-contact order as part of a stalking criminal proceeding.
- The Administrative Office of the Courts and the Supreme Court Gender and Justice Commission, in consultation with other interested entities, are requested to develop forms and recommendations to reduce confusion in determining which protection order a petitioner should seek.
- A violation of a stalking protection or no-contact order is a gross misdemeanor. If the person has two previous convictions for violating an order, a violation is a class C felony.

ESHB 1524: PROVIDING FOR JUVENILE MENTAL HEALTH DIVERSION AND DISPOSITION STRATEGIES

Prime Sponsor: Representative Roberts

**Signed by the Governor*

- The number of juvenile court diversions permitted for a juvenile accused of an eligible juvenile offense is increased from two to three.
- The number of hours of counseling that a court may impose pursuant to a diversion agreement when the assessment of a juvenile indicates mental health needs is increased from 10 to 30.
- A police officer who has reasonable cause to believe that a juvenile who suffers from a mental disorder has committed a non-serious misdemeanor offense may take the juvenile to a mental health facility instead of a detention facility if authorized by agreement with the local prosecutor.

SHB 1525: CONCERNING ACCESS TO ORIGINAL BIRTH CERTIFICATES AFTER ADOPTION

Prime Sponsor: Representative Orwall

(ESSB 5118 Senator Carrell)

**Signed by the Governor*

- For adoptions finalized after October 1, 1993, the Department of Health (DOH) must provide a noncertified copy of the original birth certificate to an adult adoptee. For adoptions finalized on or before October 1, 1993, DOH may not provide a copy of the original birth certificate to an adult adoptee until after June 30, 2014.
- Regardless of when an adoption was finalized, DOH may not release the original birth certificate to an adult adoptee if the birth parent filed a valid affidavit of nondisclosure before the effective date of this legislation or filed a valid contact preference form that indicates the birth parent does not want the birth certificate released.
- Both the affidavit of nondisclosure and the contact preference form expire upon the death of the birth parent. A birth parent may complete a contact preference form at any time. If a birth parent files a contact preference form, the birth parent must also complete a medical history form.
- If DOH does not provide an adoptee with a copy of the birth certificate, DOH must attempt, upon request, to determine if the birth parent is deceased by searching public records.

HB 1547: CONCERNING ENTITIES THAT PROVIDE RECREATIONAL OR EDUCATIONAL PROGRAMMING FOR SCHOOL-AGED CHILDREN

Prime Sponsor: Representative Walsh

**Signed by the Governor*

- An entity that provides recreational or educational programming for school-age children and meets certain requirements does not need to obtain a child care license with the Department of Early Learning.
- Obsolete language exempting entities in operation prior to 1967 is removed.

2SHB 1566: CONCERNING EDUCATIONAL OUTCOMES OF YOUTH IN OUT-OF-HOME CARE

Prime Sponsor: Representative Carlyle

**Signed by the Governor*

- The Department of Social and Health Services (DSHS) must identify an educational liaison at shelter care hearings and all subsequent review hearings for eligible youth in grades six through 12.
- The responsibilities of the educational liaison, DSHS, and the Office of Superintendent of Public Instruction are outlined.
- Eligibility requirements for the Passport to College Promise Program are expanded to include youth participating in the extended foster care program or youth achieving a permanent plan after 17 years and six months of age.
- A university-based child welfare research entity must include in its annual report specific measures relating to educational outcomes for youth in foster care.

ESHB 1774: REQUIRING MEASUREMENT OF PERFORMANCE AND PERFORMANCE-BASED CONTRACTING OF THE CHILD WELFARE SYSTEM

Prime Sponsor: Representative Freeman

(SSB 5531 Senator Darneille)

**Signed by the Governor*

- A university-based child welfare research entity and the Department of Social and Health Services (DSHS) must develop measurements in the areas of safety, permanency, and well-being by December 1, 2013.
- By January 1, 2014, data-sharing agreements must be executed, and beginning July 1, 2014, all measurement data must be provided to the research entity at least quarterly. The research entity must report to the Legislature and the Governor annually, starting December 31, 2014.
- DSHS must begin implementation of performance-based contracting by July 1, 2014, and must fully implement performance-based contracting by July 1, 2015.
- The date by which the child welfare demonstration sites must be implemented is extended to December 30, 2016.

SHB 1821: CONCERNING GOOD CAUSE EXCEPTIONS DURING PERMANENCY HEARINGS

Prime Sponsor: Representative Freeman

**Signed by the Governor*

- The circumstances under which a court may enter a good cause exception in lieu of filing a parental termination petition are expanded.
- The filing of a termination petition is delayed when a parent is accepted into a dependency treatment court program, a long-term substance abuse treatment program, or a dual-diagnoses treatment program, and demonstrates compliance with treatment goals.
- The filing of a termination petition is delayed when a parent who was ordered by the court to complete services necessary for the child's safe return home files a declaration under penalty of perjury stating the parent's financial inability to pay for the court-ordered services, and also declares that the Department of Social and Health Services was unwilling or unable to pay for the services.
- A sunset date of June 30, 2015, is added to these two new good cause exceptions.

SHB 1836: CONCERNING THE INTRODUCTION OF CONTRABAND INTO OR POSSESSION OF CONTRABAND IN A SECURE FACILITY

Prime Sponsor: Representative Holy

(SSB 5404 Senator Carrell)

**Signed by the Governor*

- Criminal penalties are established for the distribution or possession of contraband in secure facilities.
- Criminal penalties for introducing contraband in the third degree do not apply to an attorney representing a client confined in a secure facility for the purposes of bringing discovery or other legal materials, provided that the attorney is present when the materials are being reviewed or handled by the client, and the attorney takes the materials and any copies of the materials when leaving the facility.
- The Department of Social and Health Services must adopt rules establishing guidelines for attorneys to follow when bringing legal materials into secure facilities. The rules may not interfere with attorney-client privilege.

LAW & JUSTICE

786-7455

SSB 5021: CHANGING THE CRIME OF RIOT TO THE CRIME OF CRIMINAL MISCHIEF

Prime Sponsor: Senator Padden

**Signed by the Governor*

- The crime of riot is changed to the crime of criminal mischief.

SSB 5022: CHANGING RETAIL THEFT WITH EXTENUATING CIRCUMSTANCES TO RETAIL THEFT WITH SPECIAL CIRCUMSTANCES

Prime Sponsor: Senator Padden

**Signed by the Governor*

- The crime of retail theft with extenuating circumstances is changed to retail theft with special circumstances.
- Special circumstances are defined to mean the particular aggravating circumstances described in the statutory definition of the offense.

SB 5046: MODIFYING THE MANDATORY RETIREMENT PROVISION FOR DISTRICT JUDGES

Prime Sponsor: Senator Padden

(HB 1266 Representative Rodne)

**Signed by the Governor*

- Instead of requiring a district court judge to retire from office at the end of the calendar year in which the judge reaches the age of 75, the judge is allowed to serve until the expiration of the judge's term of office.

SB 5052: INCREASING THE NUMBER OF SUPERIOR COURT JUDGES IN WHATCOM COUNTY

Prime Sponsor: Senator Ericksen

(HB 1159 Representative Lytton)

**Signed by the Governor*

- An additional judicial position is created in Whatcom County, changing the number of superior court judges from three to four.
- The addition of this judicial position is contingent on Whatcom County documenting its approval of the position by county legislative authority and agreeing that Whatcom County pay for the expenses of the position without compensation from the state.

ESB 5053: MODIFYING VEHICLE PROWLING PROVISIONS

Prime Sponsor: Senator Harper

**Signed by the Governor*

- Vehicle prowling in the second degree is a class C felony upon a third or subsequent conviction of vehicle prowling in the second degree.
- Vehicle prowl incidents charged in one charging document will not count as multiple offenses for the purpose of charging felony vehicle prowl.
- Vehicle prowl incidents that occur on the same date will not count as multiple offenses for the purpose of charging felony vehicle prowl.

**SB 5102: CONCERNING VETERINARIAN IMMUNITY FROM LIABILITY
WHEN REPORTING SUSPECTED ANIMAL CRUELTY**

Prime Sponsor: Senator Pearson

(HB 1186 Representative Haigh)

**Signed by the Governor*

- A lawfully licensed veterinarian who reports, in good faith and in the normal course of business, a suspected incident of animal cruelty to the proper authorities is immune from liability in any civil or criminal action brought against the veterinarian for reporting the suspected incident.
- The veterinarian's immunity is limited to situations where the veterinarian receives no financial benefit from the suspected animal cruelty case, beyond payment for services rendered prior to making a report of suspected animal cruelty.

SSB 5135: CONCERNING JUDICIAL PROCEEDINGS AND FORMS

Prime Sponsor: Senator Pearson

(SHB 1446 Representative Kirby)

**Signed by the Governor*

- The court clerk is no longer required to report a summons as undeliverable for persons summoned for jury duty to the county auditor.
- Judicial proceedings in trust and estate matters must be commenced as new actions. They may be consolidated with existing proceedings, but they may no longer be converted into separate actions.
- Records entered prior to the final order determining parentage are accessible only to the parties or on order of the court for good cause. Final orders in parentage proceedings are available for public inspection.
- Except as provided by court rules, records entered after entry of a final order determining parentage are publicly accessible.

**SB 5136: CONCERNING ELECTRONIC PRESENTMENT OF CLAIMS AGAINST
THE STATE ARISING OUT OF TORTIOUS CONDUCT**

Prime Sponsor: Senator Padden

(HB 1762 Representative Orwall)

**Signed by the Governor*

- A claim that has an electronic signature can be presented as an attachment to an email or by fax to the office of risk management of the Department of Enterprise Services. An electronic signature is defined as an original signature that is placed on the claim form and executed or adopted by the person with the intent to sign the form.
- When a claim is submitted as an attachment to an email or by fax, the conveyance of the claim must include the date, time, and internet address or fax number from which it was sent.
- A claimant has the opportunity to cure in the event of a question with respect to an electronic signature, and the cured notice relates back to the date of the original filing.

SB 5149: CONCERNING CRIMES AGAINST PHARMACIES

Prime Sponsor: Senator Carrell

(HB 1931 Representative O'Ban)

**Signed by the Governor*

- A special allegation may be brought against a person who commits robbery in the first degree, if the person commits the robbery of a pharmacy.
- If the person is convicted and the allegation is proven beyond a reasonable doubt to the finder of fact, an additional 12 months must be added to the standard sentence range.

**SB 5165: INCREASING THE AUTHORITY OF SUPERIOR COURT
COMMISSIONERS TO HEAR AND DETERMINE CERTAIN MATTERS**

Prime Sponsor: Senator Hargrove

**Signed by the Governor*

- Authorizes mental health commissioners to hear petitions for involuntary administration of antipsychotic medication to persons committed after being found not guilty by reason of insanity.
- Authorizes criminal commissioners to issue search warrants and orders for wiretaps and mobile tracking devices.

ESB 5236: CREATING THE UNIFORM CORRECTION OR CLARIFICATION OF DEFAMATION ACT

Prime Sponsor: Senator Kline

(HB 1406 Representative Goodman)

**Signed by the Governor*

- Creates the Uniform Correction or Clarification of Defamation Act.
- A person may maintain an action for defamation when the person has made a timely and adequate request for correction or clarification from the defendant, or the defendant has made a correction or clarification.
- Allows, in certain circumstances, the recovery of all damages permitted by law, other than injury to reputation or resumed damages.

SSB 5256: CONCERNING THE CONFIDENTIALITY OF CERTAIN AUTOPSY AND POSTMORTEM REPORTS AND RECORDS

Prime Sponsor: Senator Padden

**Signed by the Governor*

- A coroner, medical examiner, or designee is not prevented from publicly discussing findings as to any death within their jurisdiction that was proximately caused by a law enforcement or corrections officer.
- Public discussion of findings related to a death is restricted to formal court and inquest proceedings when there is a criminal investigation or litigation concerning the death that is in place at the time of the effective date of the act.
- Immunity from liability is provided for the release of information by a coroner, medical examiner, or designee, as long as they made a good faith attempt to comply with the law.

SB 5437: REGARDING BOATING SAFETY

Prime Sponsor: Senator Padden

(HB 1758 Representative Habib)

**Signed by the Governor*

- It is a gross misdemeanor to operate a vessel under the influence of marijuana.
- Any person who operates a vessel is deemed to have given consent to a test of the person's breath or blood if the arresting officer has reasonable grounds to believe the person was operating a vessel while under the influence of alcohol, marijuana, or any drug.
- The officer must warn persons that if they refuse to take the test, they will be issued a class 1 civil infraction with a maximum penalty and default amount of \$1,000. Refusal is not admissible into evidence.
- A law enforcement officer investigating the scene of a motor vessel accident may arrest the operator of the involved motor vessel if there is probable cause to believe that the operator has committed, in connection with the accident, a boating safety law violation.
- No person, other than fishing guides, charter boat operators, or paid whitewater river outfitters or guides, who has vessels for hire may rent, lease, charter, or permit the use of a vessel, unless the person is provided with the required equipment. A violation is a civil infraction unless the current violation is the person's third violation of the same provision during the past 365 days, in which case it is a misdemeanor.

SB 5446: PROVIDING A PROCESS FOR THE STATE AUDITOR'S OFFICE TO APPLY FOR INVESTIGATIVE SUBPOENAS

Prime Sponsor: Senator Hobbs

(HB 1451 Representative Hurst)

**Signed by the Governor*

- Authorizes the state Auditor to seek judicial approval of a subpoena in advance of its issuance.
- No prior notice to any person is required.

ESB 5484: CONCERNING ASSAULT IN THE THIRD DEGREE OCCURRING IN AREAS USED IN CONNECTION WITH COURT PROCEEDINGS

Prime Sponsor: Senator Kline

(SHB 1653 Representative Goodman)

**Signed by the Governor*

- In order for an assault to be punishable as an assault 3 or a crime against persons to be sued as an aggravating factor for an exceptional sentence, the offense must specifically take place in a courtroom, jury room, judge's chamber, or any waiting area or corridor immediately adjacent to a courtroom, jury room, or judge's chamber.

- The offense must occur during times when the specific locations are being used for judicial purposes during court proceedings, and signs notifying the public about the enhanced penalties must be posted at the time the offense takes place.
- The Administrator of the Courts is required to develop a standard sign to notify the public of the possible enhanced penalties.

SB 5488: ESTABLISHING AN ENHANCED PENALTY FOR THE USE OF AN INTERNET ADVERTISEMENT TO FACILITATE THE COMMISSION OF A SEX-TRAFFICKING CRIME

Prime Sponsor: Senator Kohl-Welles

**Signed by the Governor*

- In addition to other penalties, a fee of \$5,000 must be imposed when a person is convicted of commercial sexual abuse of a minor, promoting commercial sexual abuse of a minor, or promoting travel for commercial sexual abuse of a minor and the court finds that an internet advertisement that described or depicted the victim of the crime was instrumental in facilitating the commission of the crime.
- All fees collected must be deposited in the Prostitution Prevention and Intervention Account.
- Internet advertisement is defined as a statement in electronic media that would be understood by a reasonable person to be an implicit or explicit offer for sexual contact or sexual intercourse in exchange for something of value.
- The offense of advertising commercial sexual abuse of a minor is repealed.

SSB 5556: CONCERNING MISSING ENDANGERED PERSONS

Prime Sponsor: Senator Darneille

(HB 1895 Representative Pettigrew)

**Signed by the Governor*

- A missing endangered person is defined as a person with a developmental disability or a vulnerable adult believed to be in danger because of age, health, mental or physical disability, or a combination of environmental or weather conditions, or is believed to be unable to return safely without assistance.
- The Missing Children Clearinghouse is renamed the Missing Children and Endangered Person Clearinghouse.
- Social media may be used to enhance the public's ability to assist in recovering abducted children or missing endangered persons.
- Law enforcement agencies must file the missing person report into the state missing person computerized network within six hours instead of within 12 hours.

SB 5669: CONCERNING TRAFFICKING

Prime Sponsor: Senator Padden

**Signed by the Governor*

- Communication with a minor for immoral purposes is a class C felony if the person communicates with a minor for immoral purposes, including the purchase or sale of commercial sex acts and sex trafficking, by the sending of an electronic communication.
- Evidence of a victim's past sexual behavior is not admissible if offered to attack the victim's credibility in trafficking or sexual exploitation of a minor cases.
- Trafficking with a finding of sexual motivation is defined as a sex offense for the purposes of requiring registration as a sex offender.
- Trafficking, promoting travel for the commercial sexual abuse of a minor, and permitting commercial sexual abuse of a minor are added as offenses that can lead to a criminal profiteering action.

SB 5692: CONCERNING STANDBY GUARDIANS AND LIMITED GUARDIANS

Prime Sponsor: Senator King

**Signed by the Governor*

- A standby guardian may perform the duties, responsibilities, and powers of the court-appointed guardian if a court-appointed guardian has a planned absence, becomes incapacitated, or dies.
- The guardian must file a petition in the superior court where the guardianship is being administered stating the dates of the planned absence and the duties, responsibilities, and powers the standby guardian should assume.

- Upon the conclusion of the hearing on the planned absence petition, and a determination by the court that the standby guardian meets the qualification requirements to act as a guardian, the court must issue an order stating the details for the standby guardian to act as guardian.
- After the court approves a standby guardian, letters of guardianship must be issued to the standby guardian upon filing an oath and posting a bond.

SB 5797: ENCOURAGING THE ESTABLISHMENT OF EFFECTIVE SPECIALTY COURTS

Prime Sponsor: Senator Hobbs

**Signed by the Governor*

- Specialty court is defined as a specialized pretrial or sentencing docket in select criminal cases where agencies coordinate together to provide treatment for a defendant who has particular needs.
- Specialty courts do not provide treatment, but rather contract or collaborate with experienced and expert treatment providers.
- The departments and agencies must collaborate and, to the extent possible, provide financial and other assistance to the judicial branch in order to establish and maintain specialty courts.
- Any jurisdiction establishing a specialty court must endeavor to incorporate the treatment court principles and best practices.

E2SSB 5912: CONCERNING DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS

Prime Sponsor: Senator Padden

(SHB 2030 Representative Morrell)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Modifies provisions on negligent driving, mandatory arrests, and booking.
- Changes ignition interlock device (IID) requirements, requires IIDs as a condition of release, provides for consideration of vehicle forfeiture for IID violations, and authorizes DUI vehicle drivers to take IID re-tests.
- Requires sobriety monitoring for repeat offenders that commit DUI and physical control offenses.
- Requires community custody supervision for felony level DUI offenders.
- Addresses impaired drivers who have a child passenger in the vehicle or drive the wrong way on a multi-lane roadway.
- Eliminates the requirement to mark driver licenses of DUI offenders, and amends restriction on commercial driver licenses.
- Establishes an Impaired Driving Work Group.

SHB 1021: EDUCATING PARENTS OF THE HARMFUL EFFECTS OF PARENTAL ABDUCTION

Prime Sponsor: Representative Haler

**Signed by the Governor*

- In a dissolution or legal separation proceeding involving the care or custody of a minor child, information regarding the harmful effects of parental abduction must be included in any packet of information provided to the parties, or in any parenting class or seminar provided to the parties.
- The information must contain material, set out in statute, that discusses the potential immediate and long-term adverse impacts of child abduction by a parent.

HB 1065: ADDRESSING THE APPLICABILITY OF STATUTES OF LIMITATION IN ARBITRATION PROCEEDINGS

Prime Sponsor: Representative Goodman

**Signed by the Governor*

- The Uniform Arbitration Act is amended to specify that the time limitations applicable to the commencement of claims initiated in court will also apply to the commencement of claims subject to arbitration.

HB 1108: MODIFYING THE DEFINITION OF RAPE IN THE THIRD DEGREE AND INDECENT LIBERTIES

Prime Sponsor: Representative Goodman

**Signed by the Governor*

- Eliminates the marital rape exemption from the crimes of rape in the third degree and indecent liberties.

SHB 1115: CONCERNING THE UNIFORM COMMERCIAL CODE

Prime Sponsor: Representative Pedersen

**Signed by the Governor*

- Article 4A applies to a funds transfer that is a remittance transfer under the federal Electronic Funds Transfer Act (EFTA) unless the remittance transfer is an electronic fund transfer under the EFTA. The EFTA controls in the case of an inconsistency between an applicable provision of Article 4A and the EFTA.
- Under Article 9A, a financing statement sufficiently provides the name of an individual debtor if it provides the name indicated on the individual's valid driver's license or identification card.
- If the individual does not have a valid driver's license or identification card, the financing statement is sufficient if it provides the individual name of the debtor or the surname and first personal name of the debtor.
- For a recorded mortgage filed as a fixture filing or a financing statement covering as-extracted collateral or timber to be cut, the record sufficiently provides the name of an individual debtor if it provides the individual name of the debtor or the surname and first personal name of the debtor.

SHB 1116: ADOPTING THE UNIFORM COLLABORATIVE LAW ACT (UCLA)

Prime Sponsor: Representative Pedersen

**Signed by the Governor*

- A collaborative law agreement must describe the nature and scope of the matter intended to be resolved, identify the collaborative lawyers representing the parties, and contain a statement by each lawyer confirming the lawyer's representation of a party in the process.
- UCLA does not affect the professional responsibility obligations and standards that apply to a lawyer or other licensed professional, or to the obligation of a person to report abuse or neglect, abandonment, or exploitation of a child or adult.
- The use of collaborative law applies only to matters that would be resolved in civil court and may not be used to resolve matters in criminal cases.

HB 1148: ADDRESSING DISSENTERS' RIGHTS UNDER THE WASHINGTON BUSINESS CORPORATION ACT

Prime Sponsor: Representative Pedersen

**Signed by the Governor*

- A plan of merger involving a corporation that was a subsidiary creates dissenters' rights if the plan of merger provided for the merger of the subsidiary with its parent.
- When a plan of merger that involves a subsidiary of a corporation gives rise to dissenters' rights, the corporation must provide notice to all shareholders of the subsidiary other than the parent.
- When an amendment to the articles of incorporation that does not require shareholder approval creates dissenters' rights, the corporation must provide notice to all shareholders.
- A shareholder may dissent from and obtain payment of the shareholder's shares if a corporation elects to become or to cease to be a social purpose corporation, or a corporation materially changes one or more of the social purposes of the corporation.

HB 1175: INCREASING THE NUMBER OF SUPERIOR COURT JUDGES IN BENTON AND FRANKLIN COUNTIES JOINTLY

Prime Sponsor: Representative Nealey

(SB 5069 Senator Schoesler)

**Signed by the Governor*

- An additional judicial position is created jointly in Benton and Franklin counties, changing the number of superior court judges from six to seven.
- The addition of this judicial position is contingent on Benton and Franklin counties documenting their approval of the position by county legislative authority, and agreeing that both counties pay for the expenses of the additional position without compensation from the state.

HB 1194: LIMITING LIABILITY FOR HABITAT PROJECTS

Prime Sponsor: Representative Stanford

**Signed by the Governor*

- Landowners whose land is used for a habitat project that is included on a habitat project list may not be held civilly liable for property damage resulting from the habitat project whether or not the project was funded by the Salmon Recovery Funding Board.
- The landowner must receive notice from the project sponsor that specific conditions have been met including project design by a licensed engineer, durability requirements, and tagging of woody material.

ESHB 1291: CONCERNING SERVICES FOR VICTIMS OF THE SEX TRADE

Prime Sponsor: Representative Orwall

**Signed by the Governor*

- A statewide coordinating committee on sex trafficking, administered by the Department of Commerce, is created to address sex trafficking issues, examine the practices of local and regional entities, and develop a statewide plan to address sex trafficking. The committee includes legislative and non-legislative members.
- Fees collected from crimes involving prostitution or sexual exploitation of children and fines collected from vehicle impoundment are deposited in the local county general fund, rather than in the Prostitution Prevention and Intervention Account. At least 50 percent of the revenue from the fees and fines must be used on prevention and rehabilitative services for victims.
- A superior court may set an amount that an offender is required to pay on a monthly basis toward satisfying the additional fees for prostitution or indecent exposure. A court may allow a payment plan for satisfying monetary obligations relating to prostitution.

ESHB 1341: CREATING A CLAIM FOR COMPENSATION FOR WRONGFUL CONVICTION AND IMPRISONMENT

Prime Sponsor: Representative Orwall

**Signed by the Governor/partial veto*

- Persons wrongly convicted and actually innocent of a felony in superior court, and who are imprisoned as a result, may bring a civil suit against the state for money damages and other compensation.
- The amount of an award is established based upon length of incarceration and supervision. A structured settlement may be utilized.
- The legislation provides an exclusive remedy and the claimant must waive any other compensation under state, federal, or common law; however, if another award is granted based on the wrongful conviction, the claimant must reimburse the state to the extent of the other award or the amount received by the claimant for the wrongful conviction action, whichever is less.
- Upon the claimant's request, the court may order that the conviction record be vacated.
- ~~Requires payment of any wrongful conviction and imprisonment claims to be made from the state's liability account.~~

SHB 1352: ADDRESSING THE STATUTE OF LIMITATIONS FOR SEXUAL ABUSE AGAINST A CHILD

Prime Sponsor: Representative Holy

(SB 5100 Senator Hargrove)

**Signed by the Governor*

- A number of sex offenses may be prosecuted up to the victim's 30th birthday, if the victim was under 18 years old when the offense was committed.
- If the victim was over 18 years old, rape in the first or second degrees may be prosecuted up to ten years after the act if the offense was reported within one year, or up to three years after the act if the offense was not reported within one year.
- The period of limitations for any sex offense may run from the date of the offense or one year from the date by which the identity of the suspect is established by DNA or by photograph.

EHB 1400: CLARIFYING THAT SERVICE INCLUDES ELECTRONIC DISTRIBUTION OF HEARING NOTICES AND ORDERS IN ADMINISTRATIVE PROCEEDINGS

Prime Sponsor: Representative Bergquist

**Signed by the Governor*

- Administrative hearing notices and initial and final orders may be served electronically on a party if that party agrees to being served electronically.
- The definition of service includes electronic service.
- Agencies may authorize service by electronic transmission without copies being mailed simultaneously.

HB 1404: PREVENTING ALCOHOL POISONING DEATHS

Prime Sponsor: Representative Liias

**Signed by the Governor*

- Prohibits a person under the age of 21 years from being charged or prosecuted for being a minor in possession of alcohol when in need of medical assistance as a result of alcohol poisoning or when, acting in good faith, seeking medical assistance for someone else experiencing alcohol poisoning.
- The exemption is not grounds for suppression of evidence in other criminal charges.

HB 1533: CLARIFYING NOTICE OF CLAIMS IN HEALTH CARE ACTIONS

Prime Sponsor: Representative Rodne

**Signed by the Governor*

- Eliminates the requirement that a claimant provide 90 days' notice of intent to file an action based on a health care provider's professional negligence before the action may be commenced.

ESHB 1552: REDUCING SCRAP METAL THEFT

Prime Sponsor: Representative Goodman

**Signed by the Governor/partial veto*

- A scrap metal license for scrap metal businesses is created.
- The criminal penalties for metal theft and malicious mischief are increased.
- Provides for the civil forfeiture of any property used in the commission of a crime involving the theft, trafficking, or unlawful possession of commercial metal property.
- A database is created by which scrap metal businesses may determine if a potential customer has a criminal conviction that makes the potential customer ineligible to sell property to a licensed business.
- A grant program is established to support special law enforcement emphasis targeting metal theft.
- ~~If \$1.5 million is not provided by June 30, 2013, to fund this act, it is null and void.~~

SHB 1612: CONCERNING INFORMATION ON FIREARM OFFENDERS

Prime Sponsor: Representative Hope

**Signed by the Governor*

- The Washington State Patrol (WSP) must maintain a felony firearm offense conviction database of felony firearm offenders.
- Upon conviction or finding of not guilty by reason of insanity of a felony firearm offense, the court must consider whether to impose a requirement that the person register as a felony firearm offender. In exercising its discretion, the court must consider relevant factors including the person's criminal history, whether the person was previously found not guilty by reason of insanity in any state, and any evidence of the person's propensity for violence that is likely to endanger others.
- The duty to register continues for four years. Upon expiration of the offender's duty to register, WSP must automatically remove the person's name and information from the database.
- A felony firearm offender who has a duty to register and knowingly fails to comply with any of the requirements is guilty of a gross misdemeanor.

SHB 1613: ESTABLISHING THE CRIMINAL JUSTICE TRAINING COMMISSION (COMMISSION) FIRING RANGE MAINTENANCE ACCOUNT

Prime Sponsor: Representative Hudgins

(SB 5516 Senator Keiser)

**Signed by the Governor*

- The Criminal Justice Training Commission Firing Range Maintenance Account is created in the custody of the State Treasurer.
- All money generated by the rental of the Commission's firing range facilities, property, and equipment must be deposited into the account. The money in the account may be used only for the rental, maintenance, or development of the Commission's firing range facilities, property, and equipment.

HB 1937: PROHIBITING A PERSON FROM SELLING OR GIVING A VAPOR PRODUCT DESIGNED SOLELY FOR SMOKING OR INGESTING TOBACCO TO A MINOR

Prime Sponsor: Representative Ross

**Signed by the Governor*

- Vapor products are added to the list of tobacco-related products that, if sold or given to a person under the age of 18, make the seller or giver guilty of a gross misdemeanor.
- A vapor product is a battery-powered electronic device that heats a liquid nicotine solution, thus generating nicotine-laced vapor that can be inhaled by the user.

EHB 2056: CORRECTING THE DEFINITION OF THC CONCENTRATION AS ADOPTED BY INITIATIVE MEASURE NO 502 TO AVOID AN IMPLICATION THAT CONVERSION, BY COMBUSTION, OF TETRAHYDROCANNABINOL ACID INTO DELTA-9 TETRAHYDROCANNABINOL IS NOT PART OF THE THC CONTENT THAT DIFFERENTIATES MARIJUANA FROM HEMP

Prime Sponsor: Representative Hurst

**Signed by the Governor*

- The definition of tetrahydrocannabinol (THC) concentration is amended to include the combined percent of delta-9 THC and THC acid, regardless of moisture content.
- When determining whether a substance is marijuana, the total THC concentration may be considered.

NATURAL RESOURCES & PARKS

786-7419

E2SSB 5193: CONCERNING GRAY WOLF CONFLICT MANAGEMENT

Prime Sponsor: Senator Smith

(HB 1219 Representative Kretz)

**Signed by the Governor*

- Authorizes the Department of Fish and Wildlife (DFW) to pay up to \$50,000 per year from the state Wildlife Account to compensate livestock owners for damage caused by wolves.
- Establishes a new dedicated account to accept any unspent funds from the annual \$50,000 allocation, as well as grants, gifts, and donations. This account may be used for mitigation, assessment, and payments for livestock damage caused by wolves.
- Allows a livestock owner to receive compensation for damage to cattle, sheep, or horses regardless of whether they are involved in commercial agriculture or the animal is specifically raised for sale. Compensation provided for damage to livestock may not exceed the animal's market value.
- Adds an additional \$10 to the initial and renewal registration fee for a personalized license plate. The added revenue is provided to the state Wildlife Account for the protection and management of nongame species including protected and endangered species, raptors and song birds, and specialized habitat types.

SB 5212: EXPANDING MEMBERSHIP OF THE WASHINGTON STATE HORSE PARK AUTHORITY

Prime Sponsor: Senator Holmquist Newbry

(HB 1419 Representative Warnick)

**Signed by the Governor*

- Expands the board of directors for the Washington State Horse Park Authority from 7 to 11 members.
- Establishes qualifications and initial term lengths for the additional members.

SB 5337: MODIFYING EXPIRATION DATES AFFECTING THE DEPARTMENT OF NATURAL RESOURCES' TIMBER SALE PROGRAM

Prime Sponsor: Senator Pearson

(HB 1243 Representative Haigh)

**Signed by the Governor*

- Extends for five additional years expanded contract harvesting authority that is currently set to expire in 2014, allowing the Department of Natural Resources to keep using this tool for up to 20 percent of the total annual volume of timber offered for sale.

SB 5593: CONCERNING FILING REQUIREMENTS FOR PROPERTY TAX EXEMPTION CLAIMS FOR CERTAIN IMPROVEMENTS TO BENEFIT FISH AND WILDLIFE HABITAT, WATER QUALITY, OR WATER QUANTITY

Prime Sponsor: Senator Smith

(HB 1570 Representative Kretz)

**Signed by the Governor*

- Specifies the date by which a landowner applying for a property tax exemption for an improvement that benefits wildlife habitat, water quality, or water quantity must file a claim for an exemption as October 31.
- Clarifies the documentation that is required to be filed for the initial application and in subsequent years.

SSB 5634: CLARIFYING THE DEPARTMENT OF NATURAL RESOURCES' AUTHORITY TO ENTER INTO COOPERATIVE AGREEMENTS

Prime Sponsor: Senator Rolfes

(HB 1244 Representative Stanford)

**Signed by the Governor*

- Provides the Department of Natural Resources with specific authority to enter into cooperative agreements with nonprofits and volunteer groups on projects and activities to improve the land and provide recreational and environmental benefits.

SSB 5702: CONCERNING AQUATIC INVASIVE SPECIES

Prime Sponsor: Senator Honeyford

**Signed by the Governor*

- Expands the need to show documentation that a watercraft is free of aquatic invasive species to situations when the watercraft was used in any area outside of Washington. Currently the requirement only applies when traveling from areas specifically identified by a Department of Fish and Wildlife (DFW) rule.
- Requires DFW to adopt rules to implement the documentation requirement, including identifying the types of allowable documentation.
- Creates a new infraction for transporting watercraft into Washington by road without meeting the documentation requirement.
- Abolishes the Aquatic Nuisance Species Committee consistent with a recommendation from the Committee itself that its duties should be carried forward by the existing Invasive Species Council.

SSB 5786: REQUIRING CERTAIN INFORMATION IN COMMERCIAL FISHING GUIDE LICENSE APPLICATIONS

Prime Sponsor: Senator Hargrove

**Signed by the Governor*

- Requires an applicant for a food fish or game fish license to provide additional information to the Department of Fish and Wildlife before receiving a license. The new required information includes a driver's license or identification card number, a business license number, proof of insurance, and, if applicable, proof of proper licensing from the United States Coast Guard.

SHB 1071: REGARDING STATE AND PRIVATE PARTNERSHIPS FOR MANAGING SALMONID HATCHERIES

Prime Sponsor: Representative Blake

(SHB 5543 Senator Hatfield)

**Signed by the Governor*

- Modifies the scope of current hatchery partnership authority to cover salmon hatcheries located throughout the Hood Canal basin. Current statute reflects a 2009 law in which the Legislature required the Department of Fish and Wildlife (DFW) to establish a program to utilize partnerships to resume or continue operation of seven salmon hatcheries closed or scheduled for closure during the 2009-11 biennium.
- Allows the long-range business plan required of a hatchery partner to include potential revenue from the harvest of hatchery chum salmon in a designated area when authorized by DFW.
- In addition to a number of existing directives, requires hatchery partnerships to be consistent with federally recognized tribal rights and that partners give preference to retaining classified employees wherever possible.

SHB 1075: CONCERNING THE NUMBER OF PUGET SOUND DUNGENESS CRAB FISHERY LICENSES THAT ONE VESSEL MAY BE DESIGNATED TO CARRY

Prime Sponsor: Representative Lytton

**Signed by the Governor*

- Increases the number of Puget Sound Dungeness crab commercial fishery licenses that may be used on a single vessel from two to three.

HB 1112: CONCERNING STANDARDS FOR THE USE OF SCIENCE TO SUPPORT PUBLIC POLICY

Prime Sponsor: Representative Short

**Signed by the Governor*

- Directs the Department of Fish and Wildlife to identify the sources of information reviewed and relied on before taking a significant agency action. The requirement applies to actions including those resulting in species recovery plans, certain types of rulemaking, and guidance to support implementation of a rule or statute.

SHB 1192: REGARDING LICENSE FEES UNDER TITLE 77 RCW FOR VETERANS WITH DISABILITIES

Prime Sponsor: Representative Short

**Signed by the Governor*

- Provides disabled veterans from other states the ability to purchase a recreational hunting and fishing license at the same rate as a Washington resident. In general, recreational licensing fees are a set amount for an adult state resident, an increased price for an out-of-state resident, and a reduced price for youth.

SHB 1200: CONCERNING THE LABELING OF SEAFOOD

Prime Sponsor: Representative Blake

(SSB 5037 Senator Ranker)

**Signed by the Governor*

- Generally updates and modernizes the state's seafood labeling laws, including those relating to salmon labeling.
- Requires a seller to identify the species of food fish or shellfish other than salmon by a common name to allow a buyer to make an informed decision.
- Establishes a three-tiered penalty structure for a violation of seafood labeling requirements, with the violation level depending on the value of the product that was knowingly mislabeled.

HB 1218: CONCERNING DEPARTMENT OF FISH AND WILDLIFE LICENSE SUSPENSIONS

Prime Sponsor: Representative Takko

(HB 5137 Senator Hargrove)

**Signed by the Governor*

- Provides that a person convicted of hunting or fishing with a suspended license for non-payment of child support may regain hunting and fishing privileges after serving a required suspension period and repaying the child support obligation. Currently, this violation subjects a person to permanent revocation of hunting and fishing privileges.

ESHB 1245: REGARDING DERELICT AND ABANDONED VESSELS IN STATE WATERS

Prime Sponsor: Representative Hansen

(ESSB 5663 Senator Pearson)

**Signed by the Governor*

- Makes permanent the temporary \$1 surcharge on vessel registrations that funds derelict vessel removal. The surcharge is currently set to expire on January 1, 2014.
- Authorizes a voluntary vessel turn-in program allowing the Department of Natural Resources (DNR) to work with interested vessel owners to get high-risk vessels out of the water.
- Requires an owner to obtain a vessel inspection prior to selling a vessel that is over 65 feet long and 40 years old, beginning July 1, 2014. Directs DNR to adopt rules for implementation of this requirement.
- Directs state and local agencies to review the condition of any agency-owned vessel prior to its transfer, and establishes a process for vessels identified as high risk.
- Addresses enforcement issues including decriminalizing vessel registration violations and modifying appeals processes.
- Provides vessel boarding and inspection authority consistent with specified owner notification and administrative warrant processes.
- Establishes an agency and stakeholder process to evaluate additional options to promote owner responsibility and facilitate vessel removal.

HB 1277: CONCERNING TRIBES HOLDING CONSERVATION EASEMENTS

Prime Sponsor: Representative Sawyer

**Signed by the Governor*

- Adds federally recognized Indian tribes to the list of public and private entities eligible to acquire a real property interest in land of less than fee simple in order to limit future uses on the property or dedicate the land for open space. These types of acquisitions are commonly referred to as conservation easements.

2SHB 1764: CONCERNING GEODUCK DIVER LICENSES

Prime Sponsor: Representative Chandler

(SB 5665 Senator Pearson)

**Signed by the Governor*

- Limits the number of geoduck diver licenses issued annually to 77, beginning January 1, 2015. Sets up a process for license issuance and renewal, and maintains current law providing that licenses are non-transferable from one diver to another.
- Provides for revocation of a geoduck diver license if a diver violates a Department of Natural Resources (DNR) harvest agreement two or more times.
- Requires DNR to work with a new geoduck harvest safety committee to create a safety program for geoduck divers. A person wishing to apply for or renew a geoduck diver license must complete the diver safety program.

TRADE & ECONOMIC DEVELOPMENT

786-7409

SSB 5679: IMPROVING THE BUSINESS CLIMATE AND STIMULATING JOB CREATION BY REQUIRING CERTAIN AGENCIES TO ESTABLISH A FORMAL REVIEW PROCESS OF EXISTING RULES

Prime Sponsor: Senator Brown

(HB 1591 Representative Smith)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The departments of Ecology, Health, and Labor and Industries must establish and perform a review process of its existing rules every five years.
- Goals must be established for reviewing regulatory burdens on business without compromising safety and public health.
- Benchmarks for the review process must be developed.
- The departments must complete the work within existing funds.
- A report to the Legislature on the review process and benchmarks is due by January 2014.

SSB 5718: PROVIDING MONITORING OF THE DEVELOPMENT OF A ONE-STOP PORTAL FOR WASHINGTON BUSINESSES

Prime Sponsor: Senator Brown

(HB 1757 Representative Smith)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The state Office of Chief Information Officer (OCIO) and other specified agencies must provide the Legislature with a plan for establishing performance benchmarks and measuring the results of the one-stop business portal.
- OCIO and other state agencies must specify in their implementation plan how they intend to collaborate with the business community in order to receive business feedback and use business recommendations to develop the one-stop portal.
- The OCIO must submit annual reports to the Legislature until the portal has reached initial implementation.
- The first progress report to the Legislature is due by January 1, 2014.

ESHB 1253: CONCERNING THE LODGING TAX

Prime Sponsor: Representative Blake

(SB 5262 Senator Fraser)

**Signed by the Governor*

- Lodging tax revenues are authorized to be used to fund tourism marketing, the marketing and operations of special events and festivals designed to attract tourists, the operations and capital expenditures of tourism-related facilities owned or operated by a municipality or a public facilities district, and the operations of tourism-related facilities owned by nonprofit organizations.
- Applicants for such funding must give estimates on how the moneys they receive will result in increases in the number of people traveling for business or pleasure on a trip that meets specified requirements.
- Applicants in a municipality with a population of over 5000 must submit their applications to the local tax advisory committee for initial funding determination and municipalities must select final recipients for funding based on the list provide by the local tax advisory committee.
- Recipients of funding must submit a report to the municipality describing the actual number of people traveling for business or pleasure on a trip that meet specified requirements.
- On a biennial basis, the Joint Legislative Audit and Review Committee (JLARC) must compile the reports of the uses of the lodging tax revenues. JLARC must brief the Legislature on this report beginning in 2015.

ESHB 1403: PROMOTING ECONOMIC DEVELOPMENT BY PROVIDING INFORMATION TO BUSINESSES

Prime Sponsor: Representative Smith

(E2SSB 5680 Senator Brown)

**Signed by the Governor*

- Modifies the list of agencies that must fully participate in the state's Business Licensing Service and specifies the information that the agencies must provide in order to fully participate.
- Requires annual compliance reporting.
- A license will be issued through the master license system only if the agency issuing the license and the Department of Revenue so agree.

HB 1818: PROMOTING ECONOMIC DEVELOPMENT THROUGH BUSINESS AND GOVERNMENT STREAMLINING PROJECTS

Prime Sponsor: Representative Smith

(SB 5765 Senator Brown)

**Signed by the Governor*

- A business regulator efficiency program administered in the Department of Commerce (Commerce) is established to provide an improved regulatory environment in Washington State for businesses.
- On an annual basis, Commerce, the Office of Regulatory Assistance, and the Office of Accountability and Performance must conduct multijurisdictional regulatory streamlining projects that impact a specific industry sector or subsector within a particular geographic location. The initial pilot project must focus on the manufacturing sector.
- Commerce must implement one or more regulatory streamlining projects in each subsequent year through 2019. Further, Commerce will consult with the Economic Development Commission to determine the sectors for these subsequent projects.
- State agencies must participate in the regulatory streamlining project if their regulatory requirements impact the project's industry sector.
- Beginning January 15, 2015, and annually thereafter until 2020, Commerce must submit a report to the economic development committees of the Legislature on projects outcomes.

TRANSPORTATION

786-7300

ESSB 5024: MAKING TRANSPORTATION APPROPRIATIONS FOR THE 2011-2013 AND 2013-2015 FISCAL BIENNIA

Prime Sponsor: Senator King

(HB 1864 Representative Clibborn)

**Signed by the Governor/partial veto*

- Makes appropriations for state transportation agencies and programs for the 2013-15 fiscal biennium.
- Modifies the 2011-13 biennial appropriations for various transportation agencies and programs.
- A copy of the Governor's veto message can be found at:
<http://www.governor.wa.gov/billaction/2011/veto/1175.pdf>

SB 5030: EXTENDING THE CHINOOK SCENIC BYWAY

Prime Sponsor: Senator Roach

**Signed by the Governor*

- Extends the section of State Route 410 that is designated as a scenic and recreational highway by approximately four miles into Enumclaw.

SB 5050: AUTHORIZING REGISTERED TOW TRUCK OPERATORS TO CARRY PASSENGERS IN A VEHICLE ATTACHED TO A FLATBED TOW TRUCK UNDER CERTAIN SITUATIONS

Prime Sponsor: Senator Sheldon

**Signed by the Governor*

- Authorizes a tow truck operator to allow passengers to ride in a vehicle that is being carried on the deck of a flatbed tow truck under certain conditions.

SB 5142: INCORPORATING MOTORCYCLES INTO CERTAIN TRANSPORTATION PLANNING

Prime Sponsor: Senator Rolfes

**Signed by the Governor*

- Adds reduced parking fees and preferred parking for motorcycles as options for a major employer to include in their Commute Trip Reduction plans.
- Adds motorcycles to the list of vehicles in statute for which the Department of Transportation may choose to reserve highway lanes, such as high-occupancy vehicle lanes.

SSB 5152: CREATING SEATTLE SOUNDERS FC AND SEATTLE SEAHAWKS SPECIAL LICENSE PLATES

Prime Sponsor: Senator Eide

**Signed by the Governor*

- Creates a Sounders FC special license plate benefiting the Association of Washington Generals and the Washington State Mentors.
- Creates a Seahawks special license plate benefiting InvestED.

SB 5161: AUTHORIZING CERTAIN ELIGIBLE FAMILY MEMBERS OF UNITED STATES ARMED FORCES MEMBERS WHO DIED WHILE IN SERVICE OR AS A RESULT OF SERVICE TO APPLY FOR GOLD STAR LICENSE PLATES

Prime Sponsor: Senator Braun

(EHB 1132 Representative Hayes)

**Signed by the Governor*

- Expands the list of individuals that are eligible to receive a Gold Star license plate to include a widow or widower, a biological or adopted child, an adoptive parent, a stepparent, and a foster parent or other adult legally responsible for the member of the armed forces.

SSB 5182: ADDRESSING THE DISCLOSURE OF VEHICLE OWNER INFORMATION

Prime Sponsor: Senator Carrell

(HB 1308 Representative Kirby)

**Signed by the Governor*

- Modifies the notice the Department of Licensing (DOL) sends to a vehicle owner when DOL discloses the owner's name and address to a private investigator or attorney by limiting the information the notice may include.
- Restricts what information DOL may disclose about the requesting party.
- Establishes a fee of \$2 per vehicle owner record requested by a business entity.

SSB 5263: CONCERNING MOTORCYCLES OVERTAKING AND PASSING PEDESTRIANS AND BICYCLISTS

Prime Sponsor: Senator Benton

**Signed by the Governor*

- Requires that motorcyclists maintain a safe passing distance of three feet when overtaking a bicyclist or pedestrian in the same lane.

SB 5264: CONCERNING THE TRANSPORTATION AND STORAGE OF CERTAIN EXPLOSIVE DEVICES

Prime Sponsor: Senator Benton

**Signed by the Governor*

- Exempts local tactical teams' and officers' storage of certain tactical explosive devices in a department-issued vehicle from state regulation, so long as the tactical teams and officers comply with the Bureau of Alcohol Tobacco Firearms and Explosives rulings and regulations.

SSB 5274: CONCERNING PRIVATE MOTORCYCLE SKILLS EDUCATION PROGRAMS

Prime Sponsor: Senator Carrell

(HB 1379 Representative Liias)

**Signed by the Governor*

- Directs the Department of Licensing (DOL) to contract with private motorcycle skills education providers to offer courses without state subsidy.
- Allows private motorcycle skills education providers to charge the full cost of the course to its students.
- Requires that the contract is subject to periodic audits to ensure that the private motorcycle skills courses continue to meet DOL motorcycle skills education standards.

SB 5591: CONCERNING CONFIDENTIAL LICENSE PLATES, DRIVERS' LICENSES, IDENTICARDS, AND VESSEL REGISTRATIONS

Prime Sponsor: Senator Eide

(HB1832 Representative Klippert)

**Signed by the Governor*

- Authorizes the Department of Licensing (DOL) to issue confidential driver's licenses and identicards to commissioned officers of law enforcement agencies for undercover or covert law enforcement activities.
- Specifies that confidential driver's licenses and identicards may be used only during an undercover or covert law enforcement operation

- Exempts detailed information about confidential vessel registration, license plates, driver's licenses, and identicards from public disclosure, but allows the total number of documents issued to be available for public disclosure.
- Requires that, upon request by the Legislature, DOL provide a report summarizing information about the confidential driver's licenses, identicards, license plates, and vehicle and vessel registration programs.
- Requires that DOL perform background investigations on employees who have access to confidential vessel registration, license plates, driver's licenses, and identicards.

ESB 5616: CONCERNING THE USE OF FARM VEHICLES ON PUBLIC HIGHWAYS

Prime Sponsor: Senator Sheldon

**Signed by the Governor*

- Expands the radius that a farm exempt vehicle may be used incidentally on public highways from within ten miles to within 25 miles of the farm where it is principally used, to travel between farms or other locations to engage in activities that support farming operations.
- Requires that a farm exempt decal be visible from the rear of the vehicle.

SB 5627: CONCERNING THE TAXATION OF COMMUTER AIR CARRIERS

Prime Sponsor: Senator Eide

(HB 1710 Representative Springer)

**Signed by the Governor*

- Requires certain commuter air carriers to pay the aircraft excise tax instead of personal property tax.
- Creates a new schedule of aircraft excise taxes for certain commuter air carriers.

SSB 5761: CONCERNING OUTDOOR ADVERTISING SIGN FEES, LABELS, AND PROHIBITIONS

Prime Sponsor: Senator King

(SHB 1767 Representative Moeller)

**Signed by the Governor*

- Amends the Scenic Vista Act to allow the Washington State Department of Transportation (WSDOT) to charge a maximum annual fee for billboard sign permits of \$150, and increases the size of a permitted sign from 16 square inches to 28 square inches.
- Directs WSDOT to establish exemptions from payment for type 4 and 5 signs that do not generate rental income.
- Permits WSDOT to assess a fine of \$100 for every day a sign does not conform to statute until the sign is brought into compliance or removed.

ESSB 5849: CONCERNING ELECTRIC VEHICLE CHARGING STATIONS

Prime Sponsor: Senator Tom

**Signed by the Governor*

- Provides a definition for electric vehicle charging stations and specifies signage and pavement-marking requirements for electric vehicle charging stations.
- Creates a parking infraction, with a fine of \$125, for any person to park a vehicle in an electric vehicle charging station if the vehicle is not connected to the charging equipment.

SJM 8001: REQUESTING THAT INTERSTATE 5 BE NAMED THE PURPLE HEART TRAIL

Prime Sponsor: Senator Sheldon

(HJM 4000 Representative Hayes)

- Requests the Washington State Transportation Commission to rename Interstate 5 from the Canadian border to the Oregon State line the Purple Heart Trail.

SJM 8005: REQUESTING THAT STATE ROUTE NUMBER 117 BE DESIGNATED AS THE POW/MIA MEMORIAL HIGHWAY

Prime Sponsor: Senator Hargrove

- Requests the Washington State Transportation Commission to commence proceedings to name Highway 117 in Clallam County between the junction of Highway 101 and Marine Drive in the city of Port Angeles as the POW/MIA Memorial Highway.

HB 1045: AUTHORIZING CERTAIN LOCAL AUTHORITIES TO ESTABLISH MAXIMUM SPEED LIMITS ON CERTAIN NONARTERIAL HIGHWAYS

Prime Sponsor: Representative Ryu

(SB 5006 Senator Billig)

**Signed by the Governor*

- Authorizes cities and towns to establish a speed limit of 20 miles per hour on a non-arterial road in a business or residential district without first conducting an engineering and traffic investigation.
- Requires the city or town to first develop procedures establishing such speed limits.

SHB 1242: CONCERNING THE AUTHORITY OF A VEHICLE SUBAGENT TO RECOMMEND A SUCCESSOR

Prime Sponsor: Representative Moscoso

**Signed by the Governor*

- Allows a subagent who is planning to retire to recommend a successor without resigning their appointment.
- Requires that the county auditor or other agent notify the subagent if there are negative factors or deficiencies pertaining to the subagency or the recommended successor, in which case the subagent may withdraw the letter of intent to retire.
- Allows a subagent to name a recommended successor at any time during their appointment.

SHB 1256: ADDRESSING PROJECT SELECTION BY THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Prime Sponsor: Representative Fey

(SSB 5239 Senator Eide)

**Signed by the Governor*

- Eliminates the requirement that the Freight Mobility Strategic Investment Board (FMSIB) submit a project list to the Office of Financial Management and the Legislature as part of its budget request.
- Allows expenditures from the Freight Mobility Investment Account and the Freight Mobility Multimodal Account to be used for freight mobility projects that are approved by FMSIB.

SHB 1265: MODIFYING PROVISIONS IN THE FORMS FOR TRAFFIC INFRACTION NOTICES

Prime Sponsor: Representative Freeman

(SB 5272 Senator Padden)

**Signed by the Governor*

- Requires that the form of a traffic infraction notice state that the Department of Licensing may suspend a driver's license for failure to respond to the notice or appear at a requested hearing.
- Specifies that all forms must reflect the new language by July 1, 2015.

SHB 1334: CONCERNING CONVERSION KITS ON MOTORCYCLES

Prime Sponsor: Representative Shea

**Signed by the Governor*

- Revises the definition of motorcycle to accommodate stabilizing conversion kits and also makes the definition consistent in the Motorcycle Skills Education Program.
- Requires that a person who operates a motorcycle with a stabilizing conversion kit must have a valid driver's license specially endorsed for a three-wheeled motorcycle.

SHB 1420: CONCERNING PUBLIC CONTRACTS FOR TRANSPORTATION IMPROVEMENT PROJECTS

Prime Sponsor: Representative Liias

(SB 5190 Senator Eide)

**Signed by the Governor*

- Allows agencies using federal transportation dollars to use a bond, instead of withholding an amount from the contract known as retainage, to ensure payment and performance.
- Adds taxes, increases, and penalties to the items recoverable from a bond used on public improvement contracts.
- Allows the Washington State Department of Transportation and the agencies with which it works to waive each other's indirect costs.

HB 1447: MODIFYING THE BOUNDARIES OF CERTAIN HEAVY HAUL CORRIDORS

Prime Sponsor: Representative Fey

(SB 5335 Senator Dammeier)

**Signed by the Governor*

- Extends the heavy-haul corridor on State Route 509 by 1.82 miles to the vicinity of Norpoint Way Northeast upon agreement by the Department of Transportation and the Port of Tacoma.

ESHB 1625: CONCERNING LIMITATIONS ON CERTAIN TOW TRUCK OPERATOR RATES

Prime Sponsor: Representative Pollet

**Signed by the Governor*

- Establishes a statewide maximum rate for private impounds performed by registered tow operators using a Class A, Class E, or Class D tow truck as follows:
 - Towing hourly rate may not exceed 135 percent of the rate established by the Washington State Patrol (WSP) for law enforcement tows.
 - Daily storage rate may not exceed 135 percent of the rate established by the WSP for law enforcement impounds.
 - After hour release fee may not exceed 100 percent of the rate established by the WSP for law enforcement towing and impounds.

ESHB 1632: REGULATING THE USE OF OFF-ROAD VEHICLES IN CERTAIN AREAS

Prime Sponsor: Representative Shea

(SB 5513 Senator Rolfes)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Authorizes wheeled all-terrain vehicles to be operated on streets with a speed limit of 35 mph or less in counties with a population of 15,000 or less.
- Allows other counties, cities, and towns to adopt an ordinance allowing wheeled all-terrain vehicles to operate on streets with a speed limit of 35 mph or less.
- Establishes equipment and licensing requirements for wheeled all-terrain vehicles.
- Modifies various off-road vehicle regulations.

HB 1644: CONCERNING TRANSPORTATION PLANNING OBJECTIVES AND PERFORMANCE MEASURES FOR LOCAL AND REGIONAL AGENCIES

Prime Sponsor: Representative Fey

**Signed by the Governor*

- Allows local or regional agencies to establish transportation objectives and performance measures that correspond with state transportation objectives and performance measures.
- Applies the same liability protection to the local or regional agencies that is currently available to the state.

SHB 1752: MODIFYING REQUIREMENTS FOR THE OPERATION OF COMMERCIAL MOTOR VEHICLES IN COMPLIANCE WITH FEDERAL REGULATIONS

Prime Sponsor: Representative Orcutt

(SB 5590 Senator Eide)

**Signed by the Governor*

- Makes several modifications to the commercial driver's instruction permit and commercial driver's license program as required by federal law.
- Requires applicants for a commercial driver's license and a commercial learner's permit to provide proof of legal presence.
- Amends the definition of serious traffic violation to include texting and using a handheld mobile telephone while operating a commercial motor vehicle.
- Conforms various endorsements and restrictions for the commercial driver's license to their federal equivalents.

HB 1768: AUTHORIZING USE OF THE JOB ORDER CONTRACTING PROCEDURE BY THE DEPARTMENT OF TRANSPORTATION

Prime Sponsor: Representative Moscoso

**Signed by the Governor*

- Adds the Washington State Department of Transportation to the list of entities that can use job order contracting for the administration of building improvement, replacement, and renovation projects only.

HB 1790: CONCERNING THE USE OF TRAFFIC SCHOOL FEES

Prime Sponsor: Representative Parker

**Signed by the Governor*

- Specifies that fees collected by traffic schools that are in excess of the cost may be used only for safe driver education materials, programs, promotions and advertising, or training of law enforcement officers.
- Specifies that fees are not subject to indirect costs, and may not be used to supplement any other costs of a city, town, or county.

SHB 1883: SIMPLIFYING AND UPDATING STATUTES RELATED TO FUEL TAX ADMINISTRATION

Prime Sponsor: Representative Fitzgibbon

**Signed by the Governor*

- Makes various technical changes to streamline the statutes related to fuel tax collection.
- Eliminates the fuel tax application requirement for fingerprint cards and financial statements.
- Reduces the number of fuel tax licenses from 15 to 6.
- Makes penalties uniform for violations across all fuel types.
- Eliminates the ability of a licensee to carry a credit with the Department of Licensing.
- Requires fuel terminals to report fuel inventory, receipts, and disbursements.

SHB 1941: CONCERNING THE ADJUDICATION OF TOLLS AND ACCOMPANYING CIVIL PENALTIES

Prime Sponsor: Representative Habib

**Signed by the Governor*

- Allows a person to explain certain mitigating circumstances during the toll violation civil penalty adjudication process.
- Authorizes an administrative law judge to reduce or dismiss the civil penalty for a toll violation in response to the mitigating circumstances that occurred within a reasonable time of the alleged toll violation.
- Identifies mitigating circumstances that are valid, which include hospitalization, death of the alleged toll violator, and homelessness, among others.

ESHB 1944: ADDRESSING VEHICLE LICENSE PLATE AND REGISTRATION FRAUD

Prime Sponsor: Representative Haler

**Signed by the Governor*

- Makes it a gross misdemeanor to switch or flip license plates; sell a license plate-flipping device; or falsify a vehicle registration, punishable by confinement of up to 364 days in the county jail and a fine of \$1,000 for the first offense, \$2,500 for a second offense, and \$5,000 for any subsequent offense, which may not be suspended, deferred, or reduced.
- Allows a vehicle that is found with an installed license plate-flipping device or technology to change the appearance of a license plate to be impounded by a law enforcement officer as evidence.
- Encourages citizens to notify law enforcement immediately if they observe a vehicle with a license plate-flipping device.

WAYS & MEANS

786-7715

3ESSB 5034: MAKING OMNIBUS OPERATING APPROPRIATIONS

Prime Sponsor: Senator Hill

(ESHB 1057 Representative Hunter)

**Passed during the Second Special Legislative Session*

**Signed by the Governor/partial veto*

- Adopts the 2013-15 operating budget and the 2011-13 supplemental budget.

ESSB 5035: ADOPTING THE 2013-2015 CAPITAL BUDGET

Prime Sponsor: Senator Honeyford

(HB 1089 Representative Dunshee)

**Passed during the Second Special Legislative Session*

**Signed by the Governor/partial veto*

- Authorizes \$3.6 billion in new capital projects for the 2013 Supplemental and 2013-15 Capital Budget, of which \$2 billion are financed with state general obligation bonds.

ESSB 5036: CONCERNING STATE GENERAL OBLIGATION BONDS AND RELATED ACCOUNTS

Prime Sponsor: Senator Honeyford

(HB 1088 Representative Dunshee)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The State Finance Committee is authorized to issue \$2 billion in state general obligation bonds to finance projects in the 2013 Supplemental and 2013-15 Capital Budget.

SSB 5072: CONCERNING A SALES AND USE TAX EXEMPTION FOR DISABLED VETERANS AND MEMBERS OF THE ARMED FORCES FOR CERTAIN EQUIPMENT AND SERVICES THAT ASSIST PHYSICALLY CHALLENGED PERSONS TO SAFELY OPERATE A MOTOR VEHICLE

Prime Sponsor: Senator Delvin

**Signed by the Governor*

- A sales and use tax exemption is provided for prescribed add-on automotive adaptive equipment, including charges for labor and services in respect to installation and repair of such equipment.
- The exemption only applies if the eligible purchaser is reimbursed in whole or part for the purchase by the federal government.
- The eligible purchaser must be a veteran, or member of the armed forces serving on active duty, who is disabled, regardless of whether the disability is service connected as defined by federal statute.
- The exemption expires July 1, 2018.

SB 5101: CONCERNING A SALES AND USE TAX EXEMPTION FOR CERTAIN FINANCIAL INFORMATION PROVIDED TO QUALIFYING BUSINESSES PROVIDING INTERNATIONAL INVESTMENT MANAGEMENT SERVICES

Prime Sponsor: Senator Mullet

(HB 1567 Representative Springer)

**SB 5101 is incorporated in part into ESSB 5882.*

SB 5154: EXEMPTING FROM BUSINESS AND OCCUPATION TAX CERTAIN AMOUNTS RECEIVED BY COOPERATIVE FINANCE ORGANIZATIONS

Prime Sponsor: Senator Becker

(HB 1272 Representative Walsh)

**SB 5154 is incorporated in part into ESSB 5882.*

SB 5287: ELIMINATING ACCOUNTS AND FUNDS

Prime Sponsor: Senator Hill

**Signed by the Governor*

- Eliminates obsolete and inactive state funds and accounts.

SB 5342: CONCERNING A SALES AND USE TAX EXEMPTION FOR RESTAURANTS IN RESPECT TO CERTAIN ITEMS THAT IMPART FLAVOR TO FOOD DURING THE COOKING PROCESS

Prime Sponsor: Senator Dammeier

(HB 1358 Representative Springer)

**SB 5342 is incorporated in part into ESSB 5882.*

SSB 5561: CONCERNING THE BUSINESS AND OCCUPATION TAXATION OF DAIRY PRODUCTS

Prime Sponsor: Senator Hatfield

(HB 1748 Representative Blake)

**SSB 5561 is incorporated in part into ESSB 5882.*

SSB 5613: PROVIDING THAT CERTAIN COVER CHARGES FOR THE OPPORTUNITY TO DANCE ARE NOT CONSIDERED RETAIL SALES

Prime Sponsor: Senator Murray

(HB 1994 Representative Fitzgibbon)

**SSB 5613 is incorporated in part into ESSB 5882.*

SB 5622: CONCERNING THE TAXATION OF LARGE AIRPLANES

Prime Sponsor: Senator Hewitt

(HB 1707 Representative Springer)

***SB 5622 is incorporated in part into ESSB 5882. SB 5715: ADDRESSING THE EVASION OF TAXES BY THE USE OF CERTAIN ELECTRONIC MEANS**

Prime Sponsor: Senator Hill

(HB 1427 Representative Orcutt)

**Signed by the Governor*

- Makes the sale or possession of an automated sales suppression device or phantom-ware a class C felony.
- Allows the Department of Revenue to revoke a taxpayer's certificate of registration if the taxpayer is convicted of selling or possessing an automated sales suppression device or phantom-ware.
- Establishes a process of seizure and forfeiture for any automated sales suppression device or phantom-ware.

SB 5751: REQUIRING AN INVENTORY OF STATE FEES

Prime Sponsor: Senator Schoesler

**Signed by the Governor*

- The Office of Financial Management must compile a statewide inventory of all fees charged by state agencies and institutions of higher education.
- The fee inventory must be made available to the public on the website of state expenditure information maintained by the Legislative Evaluation and Accountability Program.

SSB 5752: EXTENDING THE EXPIRATION DATE OF THE EXISTING BUSINESS AND OCCUPATION TAX RATE FOR THE MANUFACTURE AND WHOLESALE OF CERTAIN SOLAR ENERGY SYSTEMS

Prime Sponsor: Senator Holmquist Newbry

(HB 1912 Representative Warnick)

**SSB 5752 is incorporated in part into ESSB 5882.*

SSB 5804: ADDRESSING FEDERAL RECEIPTS REPORTING REQUIREMENTS

Prime Sponsor: Senator Baumgartner

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The Department of Social and Health Services, the Department of Health, the Health Care Authority, the Department of Commerce, the Department of Ecology, the Department of Fish and Wildlife, the Department of Early Learning, and the Superintendent of Public Instruction must prepare a biennial report on the amount

of federal funds received and expended by the agency, and the percentage that the federal funds represents of the overall agency budget.

- The designated agencies must also develop contingency plans that reflect both a 5 percent and a 25 percent reduction in federal funding. The report must be submitted as part of the agencies' biennial budget request documents.

SB 5806: REPEALING AN OBSOLETE PROVISION FOR A CREDIT AGAINST PROPERTY TAXES PAID ON TIMBER ON PUBLIC LAND

Prime Sponsor: Senator Smith

**Signed by the Governor*

- Repeals an obsolete timber excise tax credit.

SB 5808: AFFIRMING CENTRALIZED PAYROLL SERVICES AS NONTAXABLE BETWEEN AFFILIATED COMPANIES

Prime Sponsor: Senator Schoesler

**SB 5808 is incorporated in part into ESSB 5882.*

(HB 1958 Representative Reykdal)

SSB 5831: PROVIDING A SALES AND USE TAX EXEMPTION FOR CLAY TARGETS PURCHASED BY NONPROFIT GUN CLUBS

Prime Sponsor: Senator Rivers

**SSB 5831 is incorporated in part into ESSB 5882.*

ESB 5843: STRENGTHENING THE REVIEW OF THE LEGISLATURE'S GOALS FOR TAX PREFERENCES BY REQUIRING THAT EVERY NEW TAX PREFERENCE PROVIDE A STATEMENT OF LEGISLATIVE INTENT AND INCLUDE AN EXPIRATION DATE WHERE APPLICABLE

Prime Sponsor: Senator Tom

**ESB 5843 is incorporated in part into ESSB 5882.*

SSB 5848: MODIFYING THE NONPROFIT TAX EXEMPTION FOR QUALIFYING BLOOD, TISSUE, OR BLOOD AND TISSUE BANKS

Prime Sponsor: Senator Becker

(HB 1766 Representative Cody)

**SSB 5848 is incorporated in part into ESSB 5882.*

SB 5862: PROVIDING TAX EXEMPTIONS FOR MINT GROWERS AND PROCESSORS OF PROPANE OR NATURAL GAS TO DISTILL MINT OIL

Prime Sponsor: Senator Honeyford

**SB 5862 is incorporated in part into ESSB 5882.*

SB 5865: EXEMPTING FROM USE TAX CERTAIN PURCHASES FROM NONPROFIT ORGANIZATIONS OR LIBRARIES SOLD AS A FUND-RAISING ACTIVITY

Prime Sponsor: Senator Roach

**SB 5865 is incorporated in part into ESSB 5882.*

SB 5866: EXTENDING THE SALES AND USE TAX EXEMPTION FOR HOG FUEL USED TO PRODUCE ELECTRICITY, STEAM, HEAT, OR BIOFUEL

Prime Sponsor: Senator Hargrove

**SB 5866 is incorporated in part into ESSB 5882.*

ESSB 5882: CREATING, EXPANDING, OR EXTENDING TAX PREFERENCES

Prime Sponsor: Senator Hill

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

**SB 5808 is incorporated in part into ESSB 5882, as described below.*

- Allows a deduction for payments for payroll from affiliates to an affiliated payroll organization.

**SSB 5561 is incorporated in part into ESSB 5882, as described below.*

- Provides a business and occupation (B&O) tax exemption for sales of dairy products to purchasers who use the dairy products as an ingredient or component in the manufacturing of a dairy product, and expires in 2023.

**SHB 1558 is incorporated in part into ESSB 5882, as described below.*

- Extends existing beekeeper exemptions to July 1, 2017.
- Creates a new sales and use tax exemption for feed used by an eligible apiarist in the raising of a bee colony used to make honey bee products, which expires on July 1, 2017.
- Creates a honeybee workgroup which must submit a report to the Legislature by December 31, 2014.

**SSB 5831 is incorporated in part into ESSB 5882, as described below.*

- Provides a sales and use tax exemption for clay targets purchased by nonprofit gun clubs, and expires July 1, 2017.

**SB 5342 is incorporated in part into ESSB 5882, as described below.*

- Provides a sales and use tax exemption for products sold to restaurants that impart flavor to food during the cooking process, and expires on July 1, 2017.

**SB 5154 is incorporated in part into ESSB 5882, as described below.*

- Provides a B&O tax exemption on interest on loans from certain cooperative finance organizations, and expires on July 1, 2017.

**SB 5101 is incorporated in part into ESSB 5882, as described below.*

- Provides a sales and use tax exemption for certain standardized financial data for international investment firms, and expires on July 1, 2021.

**SSB 5613 is incorporated in part into ESSB 5882, as described below.*

- Provides a sales tax exemption for the opportunity to dance in exchange for a cover charge, and expires July 1, 2017.

**SSB 5752 is incorporated in part into ESSB 5882, as described below.*

- Extends the lower B&O tax rate for certain solar manufacturing, and expires 2017.

**SB 5866 is incorporated in part into ESSB 5882, as described below.*

- Extends the sales and use tax exemption for hog fuel to June 30, 2024. Taxpayers who claim the exemption, and subsequently close a facility resulting in a loss of jobs in Washington, must immediately pay back the amount of the tax exemption claimed for the previous two calendar years.

**SB 5622 is incorporated in part into ESSB 5882, as described below.*

- Provides a sales and use tax exemption for large airplanes that are refurbished in Washington state, and expires in 2021.

**SSB 5848 is incorporated in part into ESSB 5882, as described below.*

- Expands the definition of blood banks, and thereby the applicable tax exemptions, which expire in 2016.

**SB 5862 is incorporated in part into ESSB 5882, as described below.*

- Provides a sales and use tax exemption for the purchase of propane or natural gas used to distill mint oil on a farm, and expires on July 1, 2017.

**SB 5865 is incorporated in part into ESSB 5882, as described below.*

- Provides a use tax exemption for any article of personal property, valued at \$10,000 or less, purchased or received as a prize in a game of chance from a nonprofit organization or library for a fundraising activity, and expires on July 1, 2017.

**SB 5808 and SB 5896 are incorporated in part into ESSB 5882, as described below.*

- Extends the renewable energy machinery and equipment sales and use tax exemption to 2020.

**HB 1705 is incorporated in part into ESSB 5882, as described below.*

- Extends the sales and use tax exemption for machinery and equipment for small solar projects to 2018.

**ESB 5843 is incorporated in part into ESSB 5882, as described below.*

- Requires all future tax preferences to include intent language that contains policy objectives and metrics by which to measure them. Requires all future tax preferences to include expiration dates.

ESSB 5891: CONCERNING STATE TECHNOLOGY EXPENDITURES

Prime Sponsor: Senator Hill

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Revises state procedures and standards for the purchase of telecommunications and information technology.
- Revises state standards for the security of data systems.

2ESSB 5892: REDUCING CORRECTIONS COSTS

Prime Sponsor: Senator Hargrove

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Modifies the Drug Sentencing Grid so that an offender with an offender score of three to five who commits a seriousness level I drug offense will serve his or her sentence in jail unless an exceptional sentence is imposed.
- Requires the Department of Corrections (DOC) to report on the impacts of the changes to the Drug Sentencing Grid and expires the changes on July 1, 2018.
- Requires the DOC to adjust an offender's rate of early release for presentence time served in jail to be consistent with the rate applicable to the DOC offenders.

SB 5896: EXTENDING RENEWABLE ENERGY SALES AND USE TAX EXEMPTIONS

Prime Sponsor: Senator Hobbs

**SB 5896 is incorporated in part into ESSB 5882.*

ESSB 5897: CONCERNING STATE PARKS

Prime Sponsor: Senator Pearson

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Provides \$5 million per fiscal year in litter tax revenue for the operations and maintenance of State Parks over the next two biennia, ending June 30, 2017.
- Allows State Parks, Department of Natural Resources (DNR), and the Department of Fish and Wildlife (DFW) to sell discounted Discover Passes or day-use permits under certain circumstances.
- Provides an exemption from the Discover Pass requirement for a motor vehicle operating on a road managed by DNR or DFW, including a forest or land management road that is not blocked by a gate.

SB 5904: CONCERNING HIGH QUALITY EARLY LEARNING

Prime Sponsor: Senators Hill

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Requires the Department of Early Learning (DEL) to increase enrollments in the Early Childhood Education and Assistance Program (ECEAP) by 10 percent from the 2011-2013 biennium enrollments, subject to the availability of amounts appropriated for this specific purpose.
- Requires the DEL to increase rates paid for early learning enrollments by 10 percent from the 2011-2013 biennium, subject to the availability of amounts appropriated for this specific purpose.
- Requires the DEL and the Office of Financial Management to develop an implementation plan for the expansion of ECEAP by September 2013.
- Requires that the Washington State Institute for Public Policy conduct a retrospective outcome study and return on investment analysis of ECEAP.

ESSB 5913: CONCERNING A HOSPITAL SAFETY NET ASSESSMENT AND QUALITY INCENTIVE PROGRAM FOR INCREASED HOSPITAL PAYMENTS

Prime Sponsor: Senator Becker

(2ESHB 2016 Representative Jinkins)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Extends the Hospital Safety Net Assessment program and moves the expiration of the Hospital Safety Net Assessment program from July 1, 2013, to July 1, 2017.
- Continues and increases assessments on hospitals based on non-Medicare inpatient hospital days.
- Replaces increased inpatient and outpatient hospital payment rates with grants, supplemental payments, and increased managed care payment rates.
- Phases out assessments and payments over a four-year period starting in fiscal year 2016.
- Continues the Health Care Authority's system of quality incentive payments.

SB 5948: CONCERNING STATE PROCUREMENT OF GOODS AND SERVICES

Prime Sponsor: Senator Braun

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The grounds for an action by the Department of Enterprise Services to debar state contractor under the state debarment statute are expanded to include final determinations in civil actions, fraud, and violations of either the Federal False Claims Act or the state Medicaid Fraud False Claims Act.

ESSB 5952: Incentivizing a long-term commitment to maintain and grow jobs in the aerospace industry in Washington state by extending the expiration date of aerospace tax preferences and expanding the sales and use tax exemption for the construction of new facilities used to manufacture superefficient airplanes to include the construction of new facilities used to manufacture commercial airplanes or the wings or fuselage of commercial airplanes.

Prime Sponsor: Senator Hill

(HB 2089 Representative Carlyle)

**Passed during the Third Special Legislative Session*

**Signed by the Governor*

- The expiration date for the aerospace tax incentives is extended from 2024 to 2040.
- The sales and use tax exemption for the construction of facilities used in the manufacturing of superefficient airplanes is modified to apply to facilities used for the manufacturing of commercial airplanes in general.
- The act is contingent upon the DOR making a determination that a final decision to locate a significant commercial airplane manufacturing program in the state of Washington has occurred. If a decision to locate a significant commercial airplane manufacturing program is not made by June 30, 2017, the act is null and void.
- The ongoing availability of the preferential B&O tax rate for the production of a new or remodeled commercial airplane is contingent upon maintaining all final assembly of the aircraft and wing assembly within the state.

HB 1006: REMOVING THE REQUIREMENT THAT EARNINGS FROM THE WASHINGTON HORSE RACING COMMISSION OPERATING ACCOUNT BE CREDITED TO THE WASHINGTON HORSE RACING COMMISSION CLASS C PURSE FUND ACCOUNT

Prime Sponsor: Representative Schmick

**Signed by the Governor*

- Provides the amendatory language in the chapter of the State Treasurer to credit investment earnings to the Horse Racing Commission Operating Account; this account reference in the State Treasurer's chapter was not corrected in 2011, when legislation was enacted to allow the account to retain the interest earnings.

SHB 1141: ESTABLISHING A WATER POLLUTION CONTROL REVOLVING LOAN ADMINISTRATION CHARGE

Prime Sponsor: Representative Smith

**Signed by the Governor*

- Authorizes the Department of Ecology to assess an administration charge on loans issued under the Water Pollution Control Revolving Fund Loan program.
- Creates a Water Pollution Control Revolving Administration Account in the state Treasury.

SHB 1180: ADDRESSING DEATH BENEFITS FOR VOLUNTEER FIREFIGHTERS AND RESERVE OFFICERS

Prime Sponsor: Representative Scott

**Signed by the Governor*

- Increases the lump-sum, duty-related death benefit paid to survivors of volunteer firefighters and reserve officers from \$152,000 to \$214,000. Brings the lump-sum death benefit closer in line with the lump-sum, duty-related death benefit in the Law Enforcement Officers and Fire Fighters Retirement System, Plan 2.
- Increases the additional monthly survivor allowance payment for dependent children from \$146 per child to \$500 per child.
- Survivor allowances are no longer terminated upon re-marriage.

E2SHB 1306: EXTENDING THE EXPIRATION DATES OF THE LOCAL INFRASTRUCTURE FINANCING TOOL PROGRAM

Prime Sponsor: Representative Wylie

(SB 5293 Senator Cleveland)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Extends the expiration date of the Local Infrastructure Financing Tool program from June 30, 2039, to June 30, 2044.
- Requires local jurisdictions to commence construction by June 30, 2017, to impose the state shared local sales and use tax.
- Removes the requirement that a sponsoring local government issue indebtedness to receive a state sales and use tax credit.

EHB 1421: PROTECTING THE STATE'S INTEREST IN COLLECTING DEFERRED PROPERTY TAXES

Prime Sponsor: Representative Tharinger

(SB 5442 Senator Hill)

**Signed by the Governor*

- Directs proceeds from the sale of property acquired by the county at a property foreclosure sale to first be applied to reimburse the county and then to pay the amount of deferred property taxes owed to the state.

ESHB 1432: CONCERNING COUNTY PROPERTY TAX LEVIES

Prime Sponsor: Representative Stanford

**Signed by the Governor*

- The Veteran's Assistance Levy and Developmental Disability and Mental Health Levy may be increased or reduced in the same proportion as the regular county property tax levy, as approved by the county legislative authority.
- This includes situations where the county legislative authority decides to not levy the full amount of property tax revenue otherwise allowed under the law, and bank the unused levy capacity for future use.

SHB 1558: CONCERNING THE TAXATION OF HONEY BEEKEEPERS

Prime Sponsor: Representative Warnick

**SHB 1558 is incorporated in part into ESSB 5882.*

SHB 1568: CONCERNING THE BUSINESS LICENSING SERVICE PROGRAM ADMINISTERED BY THE DEPARTMENT OF REVENUE

Prime Sponsor: Representative Carlyle

**Signed by the Governor*

- Many technical changes are made to business licensing and trade name laws.
- Trade name renewal cannot be required to occur more often than annually.
- References of Master License Service in statute are changed to Business License Service.

HB 1705: PROVIDING INCENTIVES FOR SOLAR ENERGY

Prime Sponsor: Representative Haler

**HB 1705 is incorporated in part into ESSB 5882.*

SHB 1866: CONCERNING THE JOINT CENTER FOR AEROSPACE TECHNOLOGY INNOVATION

Prime Sponsor: Representative Morris

(SB 5784 Senator Holmquist Newbry)

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Extends the existence of the Joint Center for Aerospace Technology Innovation Center (Center) for an additional five years, from July 1, 2015, to July 1, 2020.
- Authorizes expenditures from the Economic Development Strategic Reserve Account for the Center.

SHB 1868: PROVIDING ACCESS TO HEALTH INSURANCE FOR CERTAIN LAW ENFORCEMENT OFFICERS' AND FIREFIGHTERS' PLAN 2 MEMBERS CATASTROPHICALLY DISABLED IN THE LINE OF DUTY

Prime Sponsor: Representative Freeman

(SB 5698 Senator Eide)

**Signed by the Governor*

- Provides an increase in the duty-disability benefit paid by the Law Enforcement Officers and Fire Fighters Retirement System, Plan 2 to reimburse payments for health insurance premiums for disabled retirees who are not covered by Medicare or employer-provided health insurance.

SHB 1889: CONCERNING THE FRUIT AND VEGETABLE DISTRICT FUND

Prime Sponsor: Representative Chandler

**Signed by the Governor*

- Authorizes a district to transfer \$150,000 from the Fruit and Vegetable Inspection Account to the Plant Pest Account for control activities related to *Rhagoletis pomonella* – apple maggot.
- Removes a provision regarding unexpended funds from a previous fund transfer.

SHB 1961: EXTENDING THE EXPIRATION DATE FOR JUDICIAL STABILIZATION TRUST ACCOUNT SURCHARGES

Prime Sponsor: Representative Pedersen

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The expiration date for surcharges on superior court and district court filings is extended to July 1, 2017.

2E2SHB 1971: CONCERNING COMMUNICATIONS SERVICES REFORM

Prime Sponsor: Representative Carlyle

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Requires retailers of prepaid wireless telephone service to collect and remit the Enhanced 911 tax.
- Allows a seller of prepaid wireless to charge an additional 5 cents per retail transaction to offset the cost of collecting the tax.
- Repeals the taxes funding the Washington Telephone Assistance and Telecommunications Relay Service programs and requires the programs to be funded by State General Fund appropriations.

- Repeals the state and local sales and use tax exemption for local residential landline service.
- Establishes a temporary state universal communications services program.

SHB 1982: ELIMINATING LOTTERY GAMES THAT GENERATE INSUFFICIENT REVENUE

Prime Sponsor: Representative Hunter

(SSB 5273 Senator Conway)

**Signed by the Governor*

- Repeals the requirement for the State Lottery to conduct a Veterans Day Raffle.

HB 2042: MODIFYING THE NURSING FACILITY MEDICAID PAYMENT SYSTEM BY DELAYING THE REBASE OF CERTAIN RATE COMPONENTS AND EXTENDING CERTAIN RATE ADD-ONS

Prime Sponsor: Representative Cody

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Delays the rebasing of certain nursing home rate components, and extends certain rate add-ons.

HB 2043: TEMPORARILY SUSPENDING INFLATIONARY INCREASES IN EDUCATIONAL EMPLOYEE COMPENSATION

Prime Sponsor: Representative Hunter

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Suspends Initiative 732 cost-of-living adjustments for kindergarten through grade 12 and applicable higher education system staff for the 2013-14 and 2014-15 school years.
- Suspends adjustments to the National Board for Professional Teaching Standards certification bonus for the 2013-14 and 2014-15 school years.

HB 2044: DELAYING THE IMPLEMENTATION OF THE FAMILY LEAVE INSURANCE PROGRAM UNTIL FUNDING AND PAYMENT OF BENEFITS ARE AUTHORIZED IN LAW

Prime Sponsor: Representative Hunter

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- The October 1, 2015, implementation date for family leave insurance benefits is removed. Family leave insurance benefits will become payable when the Legislature has specifically appropriated funding and enacted an implementation date.

ESHB 2051: IMPLEMENTING BASIC EDUCATION EXPENDITURES

Prime Sponsor: Representative Lytton

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Directs certain revenues from the Real Estate Excise Tax, the Public Utility Tax, and the Solid Waste Collection Tax that are currently deposited in the Public Works Assistance Account to be deposited in the Education Legacy Trust Account through June 30, 2019.
- Repeals a requirement for an annual transfer of \$102 million from the State General Fund to the Education Construction Fund.
- Redefines the Transitional Bilingual Instruction Program to require school districts to make instructional support available for students for up to two years immediately after they exit the program if they need assistance in other academic subjects.

HB 2058: REQUIRING TRANSPARENCY IN ENACTED STATE CAPITAL AND TRANSPORTATION BUDGET APPROPRIATIONS AND EXPENDITURES

Prime Sponsor: Representative Hawkins

**Signed by the Governor*

- Current and future capital project and transportation project investments must be made available to the public on an accessible website such as a geographical map where an individual can view capital and transportation project appropriation and expenditure data by legislative district, county, or agency project.
- This appropriation and expenditure data must include the project title, total appropriation, project description, expenditure data, and must identify the administering agency.

SHB 2069: CONCERNING CONTINUATION OF SAFETY NET BENEFITS FOR PERSONS WITH A PHYSICAL OR MENTAL DISABILITY WHICH MAKES THEM ELIGIBLE FOR CERTAIN SOCIAL SERVICES PROGRAMS

Prime Sponsor: Representative Hunter

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Modifies the eligibility criteria for the Medical Care Services and the Aged, Blind, or Disabled Assistance Program.
- Requires the Department of Social and Health Services to determine eligibility for the Essential Needs and Housing Services Program.

EHB 2075: PRESERVING FUNDING DEPOSITED INTO THE EDUCATION LEGACY TRUST ACCOUNT USED TO SUPPORT COMMON SCHOOLS AND ACCESS TO HIGHER EDUCATION BY RESTORING THE APPLICATION OF THE WASHINGTON ESTATE AND TRANSFER TAX TO CERTAIN PROPERTY TRANSFERS WHILE MODIFYING THE ESTATE AND TRANSFER TAX TO PROVIDE TAX RELIEF FOR CERTAIN ESTATES

Prime Sponsor: Representative Carlyle

**Passed during the Second Special Legislative Session*

**Signed by the Governor*

- Certain marital trust property must be included in the estate for purposes of the Washington estate tax.
- A family-owned business deduction is created.
- Starting in 2014, the exclusion amount will be \$2 million adjusted by inflation on an annual basis.
- The top four estate tax rates are increased.

EHB 2088: MAKING APPROPRIATIONS SPECIFICALLY FOR ACTIVITIES RELATED TO THE AEROSPACE INDUSTRY FOR PERMITTING AND TRAINING, INCLUDING PROGRAM DEVELOPMENT, STAFF, FACILITIES, AND EQUIPMENT

Prime Sponsor: Representative Sells

**Passed during the Third Special Legislative Session*

**Signed by the Governor*

- The State Board of Community and Technical Colleges (SBCTC) is appropriated \$8.0 million for an additional 1,000 state funded FTEs for high demand aerospace enrollments beginning in the 2014-2015 academic year at sites recommended by the Washington Aerospace and Advanced Manufacturing Pipeline Advisory Committee.
- The SBCTC is appropriated \$500,000 for developing a fabrication composite wing incumbent worker training program housed at the Washington Aerospace Training and Research Center (WATR).

- The SBCTC is appropriated \$1.5 million in bond proceeds for building modifications and specialized equipment to support an incumbent worker training program at WATR.
- The Department of Commerce (Commerce) is appropriated \$5.0 million in bond proceeds for construction of the Renton Aerospace Training Center.
- Commerce is appropriated \$2.0 million for grants to counties and cities for their costs of preparing an environmental analysis that advances permitting activities around manufacturing sites for aerospace and other key economic growth centers.

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