



City of Seattle
2019 State Legislative Bulletin

April 22, 2019

Number 14

Weekly Overview

Last week attention was focused on floor action leading up to opposite house cutoff on April 17th. Any bill that didn't pass off the floor in their opposite house by that date is considered dead (unless they are deemed Necessary to Implement the Budget (NTIB)). Both chambers put in long hours for floor debate. After Wednesday's cutoff, both chambers started considering the bills that were amended in the opposite house. As a reminder, if a bill was amended by the opposite house, it will have to go back to the house of origin for concurrence, dispute or conference. If it is not amended by the opposite house, the bill goes straight to the Governor for signature.

There are just 456 bills that made it through last week's opposite cutoff, which means only 19% of bills introduced this session are still in play. Here is an update of the numbers at each cutoff.

- Around 2,400 bills have been introduced so far this session.
- About 1,500 bills made it through the house of origin policy cutoff.
- 1,010 bills made it through the house of origin fiscal cutoff.
- 684 bills made it through house of origin cutoff.
- 636 bills made it through opposite house policy cutoff.
- 566 bills made it through opposite house fiscal cutoff.
- 456 bills made it through opposite house cutoff. You can see a list of bills still alive here (this does not count bills that have been deemed NTIB)
- 88 bills have been signed into law.

Besides concurrence, dispute or resolution on bills, the remaining business of session is the budgets. Discussions between House and Senate budget writers are taking place, but there is a lot to work through on the operating budget differences between the two chambers – both on what is funded and what revenue was included to balance their respective proposals. It remains unclear whether an agreement will be reached in time to adjourn Sine Die on April 28th or if a special session will be needed.

Another topic of discussion has been who the candidates are to replace Rep. Frank Chopp as Speaker of the House after session ends. As a reminder, before the 2019 session began, Speaker Chopp announced he would be stepping down from the position at the end of session. Candidates for the position that have been mentioned included Rep. Monica Stonier, Rep. June Robinson, and Rep. Laurie Jinkins. Speaker Chopp said this week that he will leave his post "a few days" after session ends, even if a successor has not yet been picked.

Upcoming Dates of Note:

April 28, 2019

Last day allowed for regular session under state constitution.

Education

| <u>Bill Details</u> | <u>Status</u> | <u>Sponsor</u> |
|--|--|-----------------|
| <p>2SHB 1303</p> | <p>Child care/higher education</p> <p>Del to Gov</p> | <p>Shewmake</p> |
| <p>Directs the Department of Children, Youth, and Families to exempt certain students from work requirements as a condition of receiving Working Connections Child Care benefits. Specifies that these students must be full-time students of a community, technical, or tribal college and pursuing a certificate in nursing, early childhood education, a mental health profession, or paraeducation. The bill was delivered to the Governor on April 16th and is scheduled to be signed on April 23rd.</p> | | |
| <p>2SHB 1344 (SB 5436)</p> | <p>Child care access work group</p> <p>H Passed FP</p> | <p>Reeves</p> |
| <p>Directs the Department of Commerce to contract for a regional assessment of the child care industry to be completed by July 1, 2020. Requires the Child Care Collaborative Task Force (CCCTF) to develop a child care cost estimate model to determine the full costs providers would incur when providing high quality child care, including recommended teacher-child ratios based on research and best practice. The House concurred with the Senate amendments on April 18th.</p> | | |
| <p>E2SHB 1391 (2SSB 5484)</p> | <p>Early achievers program</p> <p>H Passed FP</p> | <p>Senn</p> |
| <p>Makes a number of changes to Early Achievers, the state's quality rating and improvement system for early child care and education. Requires certain reports regarding Working Connections Child Care and the Early Childhood Education and Assistance Program. Establishes a work group to study the financial impacts and benefits of child care licensing regulations and participating in Early Achievers. The House concurred with the Senate amendments on April 18th.</p> | | |
| <p>HB 1866</p> | <p>Day care prof dev compliance</p> <p>Del to Gov</p> | <p>Dent</p> |
| <p>Requires the Department of Children, Youth, and Families to allow child day care centers until at least August 1, 2024, to comply with any changes made to professional development requirements. The bill was delivered to the Governor on April 18th.</p> | | |
| <p>SHB 2140</p> | <p>K-12 education funding</p> <p>H Rules R</p> | <p>Sullivan</p> |
| <p>K-12 Education Funding Act: This is the House's vehicle for K-12 education funding. In it's current form, this bill would change the current school district levy lid from the lesser of \$2,500 per pupil or \$1.50 per \$1,000AV to: 20% of the district's state and federal levy base in the prior school year; or the lesser of \$3,000/pupil or \$1.50/\$1,000AV. This bill also contains a proposal for the special education multiple which is adjusted to .9925.</p> | | |
| <p>SHB 2158</p> | <p>Workforce education</p> <p>Upcoming Events: Appropriations (House) Public Hearing 4/22 @ 1:30 pm, Appropriations (House) Exec Session 4/22 @ 1:30 pm</p> | <p>Hansen</p> |
| <p>Establishes a Workforce Education Investment Accountability and Oversight Board. Establishes the Washington College Grant Program, the Washington Student Loan Program, and a career connected learning cross-agency work group and grant program. Makes changes to the Working Connections Child Care Program and the Washington State Opportunity Scholarship. Imposes a 20 percent business and occupation (B&O) surcharge on the income from service and other activities of select businesses. Imposes a 33.33 percent B&O surcharge on the income from service and other activities of advanced computing</p> | | |

businesses with revenue of more than \$25 billion but less than \$100 billion. Imposes a 66.66 percent B&O surcharge on the income from service and other activities of advanced computing businesses with revenue of more than \$100 billion. Establishes a Workforce Education Investment Account. Makes biennial operating budget appropriations for the 2019-21 biennium. The bill moved out of the House Finance Committee on April 19th and is scheduled for a public hearing in the Appropriations Committee on April 22nd.

Early learning access

H Passed 3rd

Wellman

[SSB 5089](#)

Allows mid-year enrollment of income-eligible 3 year olds in the Early Childhood Education and Assistance Program (ECEAP) who have received Early Head Start, Early Support for Infants and Toddlers, or Birth to Three ECEAP pilot project services. This bill passed out of the Senate on March 6th with a vote of 48-0 and out of the House on April 12th with a vote of 92-4. The Senate will need to concur with amendments made in the House.

Special education funding

H 2nd Reading

Wellman

[E2SSB 5091](#)

Increases the special education excess cost multiplier from 0.9609 to a two- tiered multiplier of 1 for special education students spending 80 percent or more of their time in a general education classroom and to 0.9823 for special education students spending less than 80 percent in a general education classroom. Requires the threshold for high-cost individuals for state-funded special education safety net awards to be 2.2 times the average per-pupil expenditure defined in federal law, beginning in the 2019-20 school year. Excludes special education students in institutional education from enrollment percent, which is used to calculate the 13.5 percent funded enrollment limit. Directs how professional learning allocations must be calculated. Requires the State Auditor to audit special education data for the 2018-2019 school year, and report to the Legislature by December 1, 2020.

K-12 education

S 2nd Reading

Wellman

[2SSB 5313](#)

Changes the levy lid from the lesser of \$1.50 per \$1,000 of assessed value or \$2,500 per pupil to the lesser of \$2.50 per \$1,000 of assessed value or \$2,500 per pupil for school districts with fewer than 9,600 FTE students. Changes the levy lid from the lesser of \$1.50 per \$1,000 of assessed value or \$2,500 per pupil to the lesser of \$2.50 per \$1,000 of assessed value or \$3,000 per pupil for school districts with 9,600 FTE students or more. At 1:30am on Wednesday (April 3rd) morning, the Senate Ways & Means Committee debated and passed 5313. This bill would lift the lid on local school district levies imposed as part of the McCleary fix in 2017. During executive session, two amendments were attached to the bill that would restrict collective bargaining and provide funding for charter schools.

ECEAP eligibility

H Passed 3rd

Wilson

[2SSB 5437](#)
**(2SHB
1351)**

Allows inclusion of children whose family income is less than or equal to 200 percent of the federal poverty level in the Early Childhood Education and Assistance Program (ECEAP), as space is available. Requires development of a phased implementation of a birth-to-three ECEAP pilot project, with implementation beginning once adequate funds are secured. The bill passed out of the House on April 11th with a vote of 89-8. The Senate still needs to take action on the House amendments.

International medical grads

H Passed 3rd

Saldaña

[2SSB 5846](#)
(HB 2104)

Creates the international medical graduate (IMG) work group to develop recommendations for the creation of an IMG assistance program. The bill passed out of the Senate on March 13th with a vote of 44-4 and on April 12th with a vote of 97-1. An amendment in the House changed the due date of the report

from June 30, 2020, to December 1, 2019. The Senate will need to act on the bill as amended in the House.

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|---|----------------------------------|---------------|--------|
| SSB 5851 (SHB 1791) | Vuln. children ed. oport. | S Pres Signed | Frockt |
| <p>The use of funds disbursed to counties from the Puget Sound taxpayer accountability (PSTA) account are modified to include: facilities and programs for children and youth that are low-income, homeless, or in foster care, or other vulnerable populations; and to start endowments to support improving educational outcomes in early learning, K-12, and higher education. This bill has passed both chambers and has been signed by the Senate President.</p> | | | |

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|--|-------------------------------------|-------------------|--------|
| SB 5991 | Grad. real estate excise tax | S Ways & Means | Rolfes |
| <p>The bill would replace the current flat REET with a tiered system - with higher priced property having higher tax rates than lower priced property. The revenue generated would be divided between the Education Legacy Trust Account (~20 percent), the Public Works Assistance Account, the City-County Assistance Account, and the State General Fund.</p> | | | |

Environment

| <u>Bill Details</u> | | <u>Status</u> | <u>Sponsor</u> |
|---|-------------------------------------|------------------|----------------|
| E2SHB 1110 (SB 5412) | Greenhouse gas/transp. fuels | S Transportation | Fitzgibbon |
| <p>This legislation will reduce carbon emissions and harmful tail pipe emissions, improve air quality, generate revenue for local utilities, and keep economic benefits from WA state produced bio fuels, in our state. Directs the Department of Ecology (ECY) to adopt a rule establishing a Clean Fuels Program (CFP) to limit the greenhouse gas emissions per unit of transportation fuel energy to 10 percent below 2017 levels by 2028 and 20 percent below 2017 levels by 2035. The bill passed out of the House on March 12th with a vote of 53-43 (2 excused). In the Senate, the bill has moved out of the Environment, Energy & Technology Committee and awaits executive action by the Transportation Committee.</p> | | | |
| E3SHB 1257 (2SSB 5293) | Energy efficiency | H Passed FP | Doglio |
| <p>Requires the Department of Commerce (Commerce) to establish a State Energy Performance Standard for covered commercial buildings by November 1, 2020. Requires Commerce to establish a State Energy Performance Standard Early Adoption Incentive Program. Requires the State Building Code Council to develop rules for electric vehicle infrastructure that require electric vehicle charging capability at all new buildings that provide on-site parking. Establishes energy benchmarking requirements for covered commercial buildings. Establishes a natural gas conservation standard. Authorizes a gas company to propose a renewable natural gas program. On April 18th, the House concurred with the amendments made in the Senate. The bill now heads to the Governor's desk.</p> | | | |
| 2SHB 1444 (2SSB 5115) | Appliance efficiency | H Passed FP | Morris |
| <p>Removes federally preempted efficiency and testing standards. Amends the state efficiency and testing standards for certain state-covered products. Establishes new minimum efficiency and testing standards for certain products. Authorizes the Department of Commerce to adopt rules that incorporate federal efficiency standards for federally covered products and to adopt by rule a more recent version of any</p> | | | |

standard or test method in order to maintain consistency with other comparable standards in other states. The House concurred with the Senate amendments on April 18th.

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|---------------------------------------|--|---------------|------------|
| SHB 1512 | Transp. electrification Provides clear legislative authority for all utilities, public and private, to be able to offer incentive programs and services in electrification of transportation for its customers and rate payers. This bill will provide the clear authority language municipal and publicly-owned utilities have needed to be able to offer incentive programs in the electrification of transportation for its customers, including advertising programs to promote the utility's service, incentives or rebates. The bill is scheduled to be signed by the Governor on April 23rd. | Del to Gov | Fey |
| E2SHB 1543 (SSB 5545) | Recycling Creates the Recycling Development Center (center) within the Department of Ecology (DOE) to facilitate basic and applied research and development and marketing to further markets and processing of recycled commodities and products. Requires the center to initially direct its services to businesses transforming or remanufacturing waste materials into usable or marketable materials or products. Requires DOE to enter into an interagency agreement with the Department of Commerce to provide targeted business assistance to recycling businesses. Requires local jurisdictions to develop and implement contamination reduction and outreach plans for recycling programs. Directs DOE to create and implement a state recycling contamination reduction and outreach plan, which local governments may adopt in lieu of a local plan, and to provide technical assistance to local governments to reduce recycling contamination. The House concurred with the Senate amendments on April 18th. | H Passed FP | Mead |
| ESHB 1569 | Product degradability Establishes labeling requirements for compostable products. Authorizes the attorney general, cities, and counties to enforce labeling requirements. Establishes penalties for violation of labeling requirements. The bill now heads to the Governor's desk. | H Spkr Signed | Ramos |
| ESHB 1578 (SSB 5578) | Oil transportation safety Specifies tug escort requirements for oil tankers of a certain size. Requires tug escorts for certain sized oil tankers and articulated tug barges transited through Rosario Strait and connected waterways. Requires the Board of Pilotage Commissioners to adopt rules for tug escorts in Puget Sound. The House concurred with the amendments made in the Senate on April 18th. | H Passed FP | Lekanoff |
| 2SHB 1579 | Chinook abundance Requires the Department of Fish and Wildlife (Department) to liberalize catch limits for bass, channel catfish, and walleye in anadromous waters of the state. Requires a fishing license to fish for saltwater smelt. Creates a hydraulic project pre-application which a person may file with the Department to determine whether a project requires a full hydraulic project application. Directs the Department to first seek voluntary compliance from a hydraulic project proponent if a violation of the hydraulic code has occurred or is about to occur. ? Authorizes the Department to offer technical assistance to correct violations, issue notices of correction, notices of violation, stop work orders, or notices to comply to hydraulic project proponents in cases of violations of the hydraulic code. Authorizes the Department to apply for an administrative inspection warrant to inspect project sites to verify compliance, or if there is probable cause to believe a violation is occurring or has occurred. Changes the civil penalty for violations of the hydraulic code from \$100 per day per violation to \$10,000 per violation. Authorizes the Department to disapprove applications for up to one year, or until all penalties and notices are paid and | H Passed FP | Fitzgibbon |

complied with, for persons who have failed to comply with either a final stop work order or notice to comply, or failed to pay a civil penalty. Removes the requirement that the Department issue a hydraulic project approval (HPA) for single-family residential bulkheads and rock walls. Provides that the new hydraulic code enforcement provisions do not apply to projects that have received a forest practices HPA from the Department of Natural Resources. The House concurred with the amendments made in the Senate on April 18th.

Clean energy

H Passed 3rd

Carlyle

[E2SSB 5116](#)
(2SHB
1211)

This "100% clean electricity" legislation. Requires all electric utilities to eliminate from their allocation of electricity coal-fired resources by December 31, 2025. Requires each electric utility to make all retail sales of electricity greenhouse gas neutral by January 1, 2030. Sets a standard for each electric utility to meet 100 percent of its retail electric load using non-emitting and renewable resources by January 1, 2045. Establishes an administrative penalty equal to \$60 for each megawatt-hour for noncompliance, adjusted for inflation. Amends the Utilities and Transportation Commission's ratemaking authority to include consideration of property acquired or constructed during the rate-effective period. Requires electrical and gas companies to use the social cost of carbon for planning, evaluating, and acquiring all resources. ? Amends and extends sales and use tax exemptions. Adds federal incremental hydroelectricity as an eligible renewable. resource under Initiative 937. The bill passed out of the House on April 11th with a vote of 56-42 and now heads back to the Senate for concurrence.

Electrical net metering

H Passed 3rd

Palumbo

[E2SSB 5223](#)
(HB 1862)

Creates a process for each electric utility to create a new standard rate or tariff schedule once June 30, 2029, or the 4 percent for the cumulative generating capacity available for net metering systems is reached, whichever comes first. Clarifies when a customer-generator may aggregate meters. Requires electric or gas utilities to include on customer bills the total amount of kWh of electricity consumed for the most recent 12-month period, or other information that provides customer energy usage. Prohibits an electric utility from establishing compensation arrangements or interconnection requirements, other than net metering, that would have the effect of prohibiting or restricting a customer's ability to consume the electricity it self-generates or stores on its premises. The bill passed out of the House on April 12th with a vote of 55-40 and now heads back to the Senate.

Plastic packaging

H Passed 3rd

Rolfes

[E2SSB 5397](#)
(HB 1204)

Requires Department of Ecology (DOE) to hire a third party independent contractor to conduct a study on the amount and types of plastic, the management and disposal of plastic packaging in the state, identify alternatives to achieve certain goals for recycled packaging, and provide a report with findings and recommendations, including product stewardship, to the Legislature by October 31, 2020. Intends that DOE, through a consultative process, develop options to reduce plastic packaging in the waste stream for implementation by January 1, 2022. The bill passed off the House floor on April 16th with a vote of 75-23 and now heads back to the Senate.

Orca whales/vessels

H Passed 3rd

Rolfes

[2SSB 5577](#)
(2SHB
1580)

Makes it unlawful for a person to cause a vessel to approach or fail to disengage a vessel within 300 yards of a southern resident orca and specifies that it is unlawful to position a vessel within 400 yards behind a southern resident orca. Makes it unlawful for a person to cause a vessel to exceed a seven knot speed limit within one-half nautical mile of a southern resident orca. Establishes a commercial whale watching license and sets fees for the license. Requires the Department of Fish and Wildlife to adopt rules by January 1, 2021, for holders of a commercial whale watching license to reduce the daily and cumulative

impacts on southern resident orca whales and consider the economic viability of license holders. The bill passed out of the House on April 15th with a vote of 84-13 and now heads back to the Senate.

Model toxics control program

S 2nd Reading

Frockt

[SSB 5993](#)

Changes the hazardous substance tax (HST) on petroleum products to a volumetric rate of \$1.39 per 42-gallon barrel. Replaces the existing Model Toxics Control Act (MTCA) accounts with operating, capital and stormwater accounts; HST revenue will be allocated 45 percent for operating, 40 percent for capital and 15 percent for stormwater. Adjusts the volumetric rate each year by the implicit price deflator for nonresidential construction Specifies qualifying operating budget programs and capital budget projects for each account. Directs OFM and LEAP to modify budgeting and reporting systems to document MTCA account, appropriation and project information. On April 18th, an amended version of the bill was voted out of the Senate Ways & Means Committee and has been placed on second reading.

General Government

Bill Details

Status

Sponsor

Personal delivery devices

H Passed FP

Kloba

[ESHB 1325](#)
(SSB 5378)

Establishes a regulatory framework for the operation of personal delivery devices, which are automated devices intended to primarily deliver property via sidewalks and crosswalks. The House concurred with the Senate's amendments on April 18th.

Municipal B&O tax apportionment.

Del to Gov

Frame

[SHB 1403](#)

Modifies the apportionment formula for local business and occupation tax. The bill awaits signature from the Governor.

Sunshine committee recs.

H Spkr Signed

Springer

[HB 1537](#)

Addresses recommendations of the sunshine committee. Specifies that applications for public employment for vacancies in elective office are not exempt from public inspection and copying under the public records act. Repeals RCW 42.56.340 (member and owner lists of timeshares, camping resorts, condominiums, land developments, etc.).

Collective bargaining/dues

H Passed FP

Stonier

[SHB 1575](#)
(SSB 5623)

Provides that public employers and public employee organizations are not liable in claims or causes of action for deducted union fees that were permitted by law and deducted before the Janus v. AFSCME decision. Removes union security provisions from various collective bargaining statutes. Creates provisions for employees to provide electronic or recorded voice authorization to deduct membership dues. Authorizes a cross-check process to determine union representation for certain public employees, upon a showing of interest of 50 percent of the employees in the bargaining unit. The House concurred with the Senate amendments on April 18th.

[ESHB 1839](#)
(SB 5813)

Arena projects/taxes

S Ways &
Means

Sullivan

Requiring eligible arena projects to fully pay the state and local sales tax within ten years of commencing construction. Passed House: 3/11/19, 94-4.

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|---|--|---------------|----------|
| HB 1918 | Community preservation auth. | H Spkr Signed | Santos |
| | Adds definitions to clarify what a Community Preservation and Development Authority (CPDA) is. Adds that proposals for CPDAs after 2020 may include a revenue source with a nexus to land use decisions as well as publicly funded facilities. Changes the way the initial board of a newly created CPDA is formed from a list of candidates submitted by a legislative delegation to direct appointment by that delegation. Authorizes the formation of a Central District CPDA within the city of Seattle. The bill now heads to the Governor's desk. | | |
| SHB 2156 | Taxes on asset sales, profit | | Jinkins |
| | Imposes a 9.9 percent tax on Washington capital gains realized from the sale of long-term assets. Modifies the state real estate excise tax rate structure. Adds expenditures for early learning programs to authorized uses of Education Legacy Trust account moneys. The bill received executive action in the House Finance Committee on April 19th. | | |
| SHB 2157 | Tax structure | | Tarleton |
| | Upcoming Events: Appropriations (House) Public Hearing 4/22 @ 1:30 pm, Appropriations (House) Exec Session 4/22 @ 1:30 pm | | |
| | Eliminates tax preferences for sale of precious metals and bullion. Repeals the preferential business and occupation tax rate for travel agents and tour operators. Changes the nonresidential retail sales tax exemption to an annual remittance. Reauthorizes and expands the Tax Structure Work Group, created within the 2017-19 Operating Budget. Modifies income qualifying thresholds for the property tax exemption, valuation freeze, and deferral programs for low-income senior citizens, individuals with disabilities, and disabled veterans. | | |
| SSB 5063 (HB 1209) | Ballots, prepaid postage | S Passed FP | Nguyen |
| | Return envelopes for ballots must include prepaid postage. The state must reimburse counties for the cost of placing prepaid postage on mail and absentee ballots in primary and general elections. The Senate concurred with House amendments on April 18th. | | |
| SSB 5163 (SHB 1135) | Wrongful injury or death | H Spkr Signed | Hasegawa |
| | Removes the requirements that second tier beneficiaries - parents and siblings - reside in the United States at the time of the decedent's death and be dependent on the decedent for financial support in order to recover in a wrongful death or survival action. Clarifies damages that may be recovered in wrongful death and survival causes of action. The bill passed out of the House on April 15th with a vote of 61-37 and has been signed by the Speaker and the Senate President. | | |
| ESSB 5418 (SHB 1359) | Local government procurement | H Passed 3rd | Takko |
| | Allows counties of any population to create a purchasing department. Allows counties and water-sewer districts to procure public works with a unit priced contract. Increases the small works roster process and limited public works project cost thresholds. Requires a municipality soliciting competitive bids for public works to disclose all bids received if requested by a bidder. Changes the date by which a bidder must protest to within two business days of when a municipality discloses all bids received or, if no | | |

request is made, bid opening. Increases public works contract thresholds for public utility districts, second class cities and towns, first class cities, and fire protection districts. Allows a second class city or town to award certain competitive public works contracts to a bid within 5 percent of the lowest bid until July 2022. Requires a Capital Projects Advisory Review Board study of local government public works contracting processes by November 1, 2020. Expires all provisions in the act on March 31, 2021. The bill passed out of the House April 16th with a vote of 76-22 and now goes back to the Senate.

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|--|-------------------------------------|----------------|---------|
| <u>SSB 5511</u> (3SHB 1498) | Broadband service | H Passed 3rd | Wellman |
| Creates the Governor's Statewide Broadband Office. Requires the Public Works Board to establish a competitive grants and loans program for broadband. Authorizes public utility districts to temporarily provide retail Internet services. Authorizes port districts to provide wholesale Internet services outside of the district. Modifies and extends the Universal Communications Services program. The bill was voted out of the House on April 16th with a vote of 97-1 and now heads back to the Senate for consideration. | | | |
| <u>SSB 5861</u> | Legislature/code of conduct | H Passed 3rd | Dhingra |
| Directs the Public Disclosure Commission to create a training course for lobbyists on the legislative code of conduct. Requires notification of a lobbyist's clients if the lobbyist is suspended for a violation of the legislative code of conduct. The bill passed out of the House on April 15th with a vote of 97-1. | | | |
| <u>SB 5961</u> | WA tax structure | S Ways & Means | Saldaña |
| Improving the equity and sustainability of Washington's tax structure. This bill sponsored by seven Senate democrats would establish a capital gains tax. | | | |
| <u>SSB 5997</u> | Tax preferences | S 2nd Reading | Rolfes |
| Converts the nonresident sales tax exemption to a remittance program. Modifies the preferential business and occupation tax rate for travel agents and tour operators. The bill moved out of the Ways & Means Committee on April 18th and has been placed on second reading. | | | |
| <u>SSB 5998</u> | Grad. real estate excise tax | S 2nd Reading | Nguyen |
| Establishes a graduated and marginal real estate excise tax. Dedicates additional amounts from real estate excise tax collections to the Education Legacy Trust Account. Increases the period of time in which a controlling interest transfer is deemed a sale for purposes of imposing a real estate excise tax. Provides the Department of Revenue with authority to deny a tax benefit if a determination is made that the taxpayer was attempting to avoid tax liability. Expands existing reporting requirements for transfers of interests in entities that are required to file an annual report with the Secretary of State. The bill was moved out of the Senate Ways & Means Committee on April 18th and has been placed on second reading. | | | |

Health Care

| <u>Bill Details</u> | <u>Status</u> | <u>Sponsor</u> |
|-------------------------------------|---------------|----------------|
| Behavioral health facilities | S Passed 3rd | Schmick |

[2SHB 1394](#)
(2SSB
5431) Relates to behavioral health facilities and programs needed to ensure a continuum of care for behavioral health patients. Among other things, the bill requires HCA to assess community capacity to provide long-term inpatient care to involuntary patients and contract for such services to the extent that certified providers are available and requires DOH to license and certify intensive behavioral health treatment facilities, mental health peer respite centers, and to allow an enhanced rate to be paid to nursing homes that convert to assisted living or residential treatment facilities. The bill had a hearing in Senate Ways & Means on March 28th and passed out of the Senate on April 17th.

[2SHB 1497](#)
(SB 5732) **Foundat. public health servs** C 14 L 19 Robinson
Addresses the governmental public health system which is comprised of the department of health, state board of health, local health jurisdictions, sovereign tribal nations, and Indian health programs. Requires funding for the governmental public health system to be restructured to support foundational public health services, and in restructuring, there must be efforts to reinforce current governmental public health system capacity and implement service delivery models allowing for system stabilization and transformation. Signed by Governor on April 4th. Effective date 7/28/2019.

[E2SHB 1523](#) (ESSB 5526) **Individual health ins market** S Rules 2 Cody
Requires the Washington Health Benefit Exchange to develop standardized health plans. The standardized plans must be designed to reduce deductibles, make more services available before the deductible, provide predictable cost sharing, maximize subsidies, limit adverse premium impacts, reduce barriers to maintaining and improving health, and encourage choice based on value, while limiting increases in health plan premium rates. House version dead; Senate version passed out of both chambers. Senate refuses to concur in House amendments. Asks House for conference thereon. Conference committee appointed. Senators Cleveland, Frockt, O'Ban.

[SHB 1531](#) (SB 5530) **Medical debt** H Spkr Signed Jinkins
Lowers the prejudgment interest rate on medical debt and bans certain actions in supplemental proceedings related to medical debt. Amends the prohibited practices section of the Collection Agency Act with respect to medical debt. Prohibits health care providers and facilities from selling or assigning medical debt to any person licensed as a collection agency until at least 120 days after the initial billing statement has been transmitted to the patient or other responsible party. House version passed out of both chambers; awaits signature from the Governor.

[E2SHB 1593](#) (SSB 5516) **UW behavioral health campus** S Passed 3rd Chopp
Creates a behavioral health innovation and integration campus within the University of Washington School of Medicine (UW School of Medicine). Directs the UW School of Medicine to submit a development and siting plan to the Office of Financial Management and Legislature by December 1, 2019. Preempts local land use regulations if the behavioral health teaching hospital is sited in Seattle. House version passed out of both chambers.

[EHB 1638](#) **Vaccine preventable diseases** S Passed 3rd Harris
Would repeal the personal belief exemption for the Measles, Mumps & Rubella (MMR) vaccine. The bill has passed out of both chambers.

Afford. care act protections Del to Gov Davis

[SHB 1870](#)
(SSB 5805)

Puts key patient protections such as banning pre-existing condition exclusions from the Affordable Act into state law. Both bills were amended as they moved out of the policy committees with the same changes. The House version passed off the House floor with a vote of 56 to 38 on March 1st and off the Senate on March 27 with a 28-17 vote. Bill awaits signature of the Governor.

[E2SHB 1874](#) (SSB 5904)

Adolescent behavioral health

S Passed 3rd Frame

Implementing policies related to expanding adolescent behavioral health care access as reviewed and recommended by the children's mental health work group. House version has passed out of both Chambers as of April 13.

[ESHB 1879](#)
(SB 5806)

Rx drug utilization mngmt

H Passed FP Jinkins

Requires clinical review criteria used to establish a prescription drug utilization management protocol be evidence-based. Requires a health carrier or review organization that restricts coverage of a prescription drug through a prescription drug utilization management protocol to provide the patient and the prescribing practitioner with access to a clear, readily accessible, and convenient process to request an exception. Establishes requirements and timelines for step therapy exception requests. House version has passed out of both Chambers. House concurred in Senate amendments.

[SHB 1930](#)
(SB 5911)

Expression of breast milk

Del to Gov Doglio

Concerning reasonable accommodation for the expression of breast milk in the workplace. Awaiting the signature of the Governor.

[SSB 5380](#)
(2SHB 1331)

Opioid use disorder

S Conf appt Cleveland

The Governor-requested opioid bill focuses on treatment and recovery, pregnant and parenting women, opioid overdose reversal medication, and people with opioid use disorder involved in the criminal justice system. The bill passed out of the House on April 16th, however, the Senate refused to concur with the House amendments and has asked the House for conference. The Senate Conference committee appointees are Senators Cleveland, Dhingra, O'Ban.

[E2SSB 5432](#)
(SHB 1393)

Behavioral health, integrate

S Passed FP Dhingra

Concerning fully implementing behavioral health integration for January 1, 2020, by removing behavioral health organizations from law; clarifying the roles and responsibilities among the health care authority, department of social and health services, and department of health, and the roles and responsibilities of behavioral health administrative services organizations and medicaid managed care organizations; and making technical corrections related to the behavioral health system. The bill has passed out of both chambers as of April 18th.

[E2SSB 5444](#)
(2SHB 1513)

Forensic mental health care

H Passed 3rd Dhingra

The Governor-request legislation for the Trueblood settlement agreement, which was agreed on by the parties in the lawsuit, would provide timely competency evaluations and restoration services to persons suffering from behavioral health disorders within the forensic mental health care system. The bill has passed out of both Chambers.

Individual health ins market

S Conf appt Frockt

[ESSB 5526](#)
(E2SHB
1523)

Governor requested public option bills, which include establishing a public option (called Cascade Care), establishing standard plan design for health insurance plans sold on the Exchange, and looking into other options to control costs such as cost sharing reductions. The House version has passed out of both Chambers. The Senate refused to concur with the House amendments and has asked for a conference. The Senate Conference committee appointees are Senators Cleveland, Frockt, O'Ban.

Reproductive health care

S ref/H recede Randall

[2SSB 5602](#)
(HB 1612)

Establishes the reproductive health care access for all act. Finds and declares that: (1) In 2018, Substitute Senate Bill No. 6219 was passed which mandated a literature review of barriers to reproductive health care; (2) The report submitted to the legislature on January 1, 2019, stated that young people, immigrants, people living in rural communities, transgender and gender nonconforming people, and people of color face significant barriers in getting reproductive health care; and (3) State law should be enhanced to ensure greater coverage of and timely access to reproductive health care for the benefit of all, regardless. The bill has passed out of both Chambers, however the Senate has refused to concur with House amendments and has asked the House to recede from amendments.

Universal health care system

H Rules R Randall

[2SSB 5822](#)
(HB 1877)

Directs the Health Care Authority to convene a work group to study the establishment of a universal health care system in Washington, and for the workgroup to report its findings by November 15, 2020. Passed out of the Senate on March 13th with a 28-21 vote. A public hearing in the House Committee on Appropriations on April 6th.

Children's mental health

S Passed FP Darneille

[2SSB 5903](#)
(SHB 1876)

Requires educational service districts to coordinate behavioral health services and trainings in school districts in their regions. Expands the Partnership Access Line to include consultation in schools. Establishes certificate programs in evidence-based practices for children and adolescents at the University of Washington. Expands psychiatric residencies in Eastern and Western Washington for residents specializing in child and adolescent psychiatry. Establishes pilot programs related to early identification and intervention for psychosis, trauma-informed early care and intervention, and infant and early child mental health consultation. This version has passed out of both Chambers.

Housing & Homelessness

Bill Details

Status

Sponsor

Home foreclosure/taxes

H Passed FP Orwall

[E2SHB](#)
[1105](#)

Modifies home foreclosure provisions regarding the protection of taxpayers. Creates the counselor referral hotline account and the housing counseling activities account. The bill has passed out of both Chambers as of April 18th.

Real estate taxes/housing

Del to Gov Walen

[EHB 1219](#)
(SB 5195)

Counties and cities may use REET II revenue for the planning, acquisition, construction, reconstruction, repair, replacement, rehabilitation, or improvement of facilities serving the homeless and affordable housing projects. The bill was delivered to the Governor for his signature on April 16th.

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|---------------------------------------|-------------------------------------|-------------------|------------|--|
| SHB 1406 (SB 5646) | Affordable housing/sales tax | S Ways & Means | Robinson | Authorizes a county or city to impose a local sales tax, credited against the state sales tax, for affordable or supportive housing. The bill is considered NTIB. |
| HB 1657 (SB 5470) | Homeless youth services | Del to Gov | Callan | Defines "street outreach services" to mean a program that provides services and resources either directly or through referral to street youth and unaccompanied young adults and authorizes the Office of Homeless Youth Prevention and Protection Programs to provide these services. Eliminates the 75-bed cap for HOPE centers and the prohibition on youth who are subject to a child in need of services petition receiving HOPE center services. Eliminates educational and experiential qualifications for HOPE center staff, but requires licensure of HOPE center staff by the Department of Children, Youth, and Families. Allows innovative youth and young adult homelessness approaches to serve both youth and young adults. |
| SHB 1724 (SB 5679) | Public facilities mitigation | H Passed FP | Santos | Requires a city with a population greater than 550,000 that permits, constructs, or operates a public facility in a neighborhood with a high poverty level and high rate of ethnic diversity to request the entity (local government agency, transit authority, or public facility district) operating or constructing the facility to assess and mitigate the negative impacts that the facility has had, or may have, on the surrounding neighborhood. Requires the entity operating or constructing the facility to develop a mitigation plan and consider the potential or actual disparate racial, social, and economic impacts of the public facility on nearby residents, including paying for residential parking necessitated by the facility causing the impact. Authorizes an entity to negotiate with other local jurisdictions who have a direct interest in having created the negative impacts, but the residents must be held harmless. The bill has passed out of both Chambers as of April 18th. |
| HB 1743 (SSB 5766) | Prevailing rate of wages | Del to Gov | Ormsby | Provides that prevailing wage rates for residential construction are established by wage and hour surveys, unless survey information is insufficient. Provides for interim rates pending the establishment of rates based on surveys. The bill has been delivered to the Governor and is awaiting his signature. |
| SHB 1798 (SB 5870) | Short-term rentals | H Passed FP | Ryu | Requires short-term rental owners and online platforms to register with the Department of Revenue, collect and remit taxes, and comply with certain consumer safety requirements. The bill has passed out of both Chambers as of April 18th. |
| E2SHB 1923 | Urban residential building | H ref/S recede | Fitzgibbon | Requires cities with a population of less than 10,000 that are planning fully under the Growth Management Act (GMA) to either take certain actions to increase residential building capacity and housing affordability, or make certain updates to the housing element of their comprehensive plan. The bill has passed out of both Chambers – however ,the House has refused to concur with the Senate amendments and has asked the Senate to recede from amendments. |
| ESSB 5160 | Sr's, disab. vets/prop tx ex | H Rules R | Dhingra | |

Modifies the qualifying income thresholds for the property tax exemption and deferral programs for low-income senior citizens, individuals with disabilities, and veterans beginning with taxes levied for collection in 2022. Referred to Rules 2 Review.

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|--|---------------------------------|--------------|--------|
| <u>SSB 5324</u> (SHB 1263) | Homeless student support | H Passed 3rd | Frockt |
| Modifies a competitive grant program of the Office of the Superintendent of Public Instruction that assists districts in identifying and supporting homeless students. Modifies a competitive grant program of the Department of Commerce, including changing who is eligible to receive funds, that links homeless students and their families with stable housing in the student's school district. Requires all kindergarten through grade 12 public schools to establish a building point of contact who is responsible for identifying homeless and unaccompanied homeless youth and connecting them with the school district's homeless student liaison. Passed out both the House and Senate. | | | |

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|--|----------------------------------|-------------|----------|
| <u>ESB 5334</u> (HB 1306) | Common interest ownership | S Passed FP | Pedersen |
| Amends the Washington Uniform Common Interest Ownership Act (WUCIOA) to: revise the implied warranties applicable to condominiums; and provide to association officers and board members the same immunity from liability as is provided to officers and directors of nonprofit corporations. The Senate concurred with the version of the bill as passed out of the House on April 19 th . | | | |

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| <u>ESSB 5600</u> | Residential tenants | H Passed 3rd | Kuderer |
| Extends the 3-day notice to pay and vacate for default in rent payment to 14 days notice for tenancies under the Residential Landlord-Tenant Act. Creates a uniform 14-day notice to pay and vacate that includes information on how tenants can access legal and advocacy resources. Requires the Department of Commerce to provide translated versions of the uniform 14-day notice on its website in at least the top 10 languages used in the state. Requires a landlord to first apply any tenant payment to rent before applying the payment toward other charges. Prohibits continued tenancy and relief from forfeiture to be conditioned upon tenant payment or satisfaction of any monetary amount other than rent. Provides the court with discretion to provide relief from forfeiture or to stay a writ of restitution based upon the required consideration of certain factors and with the burden of proof for relief on the tenant. Authorizes the court to consider the reasonableness of late fees and costs and attorneys' fees before awarding such fees. The bill has passed out of the House and Senate. | | | |

Public Safety

| <u>Bill Details</u> | <u>Status</u> | <u>Sponsor</u> |
|--|---------------|----------------|
| <u>HB 1016</u> (SB 5910) | H Conf appt | Caldier |
| The bill will require a hospital that does not perform sexual assault evidence kit collection or does not have an appropriate provider available, to notify any individual who presents at the emergency department requesting a sexual assault evidence kit collection that it does not provide the service, and to coordinate care with the local community sexual assault agency to assist the patient in finding a facility with an appropriate provider available. The bill was amended to remove the \$2000 penalty and instead provides a complaint mechanism for victims if notification if the requirement is not met. The bill was voted out of the Senate on April 15th with a vote of 46-0. The House refused to concur with the Senate amendments and has requested a conference. | | |

Certificates of discharge

H Passed FP

Hansen

[SHB 1041](#)

HB 1041 adopted a technical amendment striking listed RCW's under the first section. The bill passed off the floor of the Senate unanimously on 4/3/19. The House concurred in the Senate amendments and the bill is now headed for the Governor's signature. This bill streamlines the process for getting a certificate of discharge. It makes the misdemeanor vacation rules align with the felony rules. Under current law you can vacate an unlimited number of felonies but only one misdemeanor. This bill would afford people a chance to go before a judge to explain how they have been crime free in order to vacate an old conviction. This is beneficial in reducing barriers to reintegration.

No-contact orders/arrest

C 18 L 19

Entenman

[HB 1055](#)

Authorizes a warrantless arrest, when a law enforcement officer has probable cause to believe a defendant violates a no-contact order issued in a promoting prostitution or a trafficking case. The bill was signed into law on April 8th and has an effective date of July 28th.

Law enforcement

C 4 L 19

Goodman

[SHB 1064](#)
[\(SB 5029\)](#)

Modifies Initiative Measure No. 940, including provisions relating to training, the criminal liability standard for use of deadly force, independent investigations of deadly force incidents, and rendering of first aid. Requires the state to reimburse a peace officer for reasonable defense costs when he or she is found not guilty or charges are dismissed in certain circumstances. This bill was signed by the Governor on February 4th.

Sex. assault protect. orders

H Spkr Signed

Jinkins

[HB 1149](#)

HB 1149 strengthens sexual assault protection orders (SAPOs) in Washington State by clarifying that a survivor only needs to allege and prove that she was sexually assaulted in order to receive a SAPO. The bill is in direct response to an unjust and problematic decision in which the Washington Supreme Court ruled that a survivor seeking a SAPO must also allege she has additional reasons beyond the sexual assault to fear her attacker in the future. HB 1149 passed off the Senate floor unanimously on 4/16/19. It will head to the Governor's Office for review and signature.

Sexual assault

Del to Gov

Orwall

[2SHB 1166](#)

This bill will support rape kit testing, mandates a 45 day return on rape kits effective 2020; sets a moratorium on the destruction of unreported kits; increases unknown DNA Statute of Limitations from 1 to 2 years; and enumerates certain rights for sexual assault victims. The bill has funding to update the Vancouver crime lab to a high-frequency lab. This update will facilitate timely testing of rape kits in WA State. It is estimated that with the new revised lab, all untested rape kits in WA will be tested in 2 years. There are approximately 10,000 kits that remain untested. HB 1166 passed off the Senate floor unanimously on 4/11/2019. It was sent to the Governor's office on 4/17/19.

School safety & well-being

S Passed 3rd

Dolan

[2SHB 1216](#)
[\(2SSB](#)
[5317\)](#)

Establishes a statewide network for school safety with a state center, regional centers through the educational service districts, and an advisory committee, subject to appropriations. Requires school districts to establish school-based threat assessment programs. Directs OSPI to monitor safety plans and threat assessment programs, subject to appropriations. Tasks the Joint Legislative Audit and Review Committee with completing a study on the first responder building mapping information system. Adds safe school plan and safety drill requirements. Passed House on March 7th with a vote of 83-14 (1 excused). Passed Senate April 12, 47-0.

Domestic violence/law enf.

S Passed 3rd

Jinkins

[SHB 1225](#)

SHB 1225 strengthens our protections for law enforcement and domestic violence victims by authorizing law enforcement to temporarily remove firearms when making an arrest for domestic violence, creates protocols for inquiring of the victim regarding the abuser's access to and past use of firearms and requires that firearms secured in connection with a domestic violence call may not be returned to the owner or person from whom it was obtained until five business days have elapsed since the firearm was obtained;. SHB 1225 also requires courts to consider all information in a domestic violence incident report regarding the defendant's possession of and access to firearms, and allows the court to include a firearm prohibition as a condition of release and order the defendant to surrender all firearms upon release. This bill passed out of the House on March 5th with a vote of 60-38. Passed the Senate 27-20 on April 11th.

Emergency aid/prostitution

Del to Gov

Pellicciotti

[HB 1382](#)

Provides immunity from prosecution for Prostitution if the evidence for the charge was obtained as a result of a person seeking emergency assistance in certain circumstances. This bill has been delivered to the Governor as of April 18th.

Pistol sales or transfers

S Passed 3rd

Goodman

[EHB 1465](#)

Removes a provision allowing a dealer to deliver a pistol to a purchaser who produces a valid concealed pistol license prior to the completion of a state background check. Expires the provisions of the bill six months after the date on which the Washington State Patrol determines that a single point of contact firearm background check system is operational in the state. Passed the Senate on April 17th with a vote of 27-21.

Impaired driving

S Passed 3rd

Klippert

[ESHB 1504](#)

The bill seeks to enhance responses to impaired driving. It provides a definition of "safely off the roadway" for purposes of an affirmative defense, and community awareness. Passed House on March 13th with a vote of 96-0 (2 excused). Passed the Senate April 17th with a vote of 47-1.

Domestic violence

H Passed FP

Goodman

[E2SHB 1517 \(SB 5681\)](#)

Modifies definitions to distinguish domestic violence (DV) between family and household members from intimate partner DV to allow for enhanced data collection. Requires development of a new DV risk assessment module for the Washington ONE risk assessment tool. Adds requirements for DV offenders participating in the Special Drug Offender Sentencing Alternative. Establishes requirements for a DV offender participating in deferred prosecution. Modifies community custody conditions for DV offenders and the length of time a DV no-contact order remains in effect when it is a sentencing condition. Authorizes enforcement of Canadian civil DV protection orders. This bill passed out of the House on March 6th with a vote of 97-0 (1 excused). Passed the Senate 46-0 on April 12.

Native American women

Del to Gov

Mosbrucker

[2SHB 1713](#)

Establishes two liaison positions within the Washington State Patrol (WSP) for the purpose of building relationships between government and native communities. Requires the WSP to develop a best practices protocol for law enforcement response to missing persons reports for indigenous women and other indigenous people. Requires the Governor's Office of Indian Affairs to provide the WSP with government-to-government training. Passed both houses unanimously and is headed to the Governor's desk.

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|---------------------------|---|--------------|-----------|
| ESHB 1732 | Bias-based criminal offenses | H Passed FP | Valdez |
| | The bill is intended to stress how heinous hate crimes are and to update statute language to reflect the severity of the crime. To do this, it changes the crime "malicious harassment" to "hate crime." It also revises the outdated term "handicap" to "disability". It also requires the Office of the Attorney General to coordinate and convene a multidisciplinary advisory work group on hate crimes. The group will make recommendations for raising awareness, prevention, and quality response. Passed Senate April 10, 35-11. | | |
| SHB 1739 | Firearms/undetectable, etc. | S Passed 3rd | Valdez |
| | Establishes criminal penalties applicable to undetectable firearms and untraceable firearms. This bill passed out of the House on March 4th with a vote of 55-41 (2 excused). It passed the Senate April 16, 30-18. | | |
| 2SHB 1767 | Arrest & jail alternatives | S Passed 3rd | Lovick |
| | Creates a grant program administered through the Washington Association of Sheriffs and Police Chiefs to support local initiatives to properly identify criminal justice system involved persons with substance use disorders and other behavioral health needs and engage those persons with therapeutic interventions and other services. This bill passed out of the House on March 6th with a vote of 89-8 (1 excused). Executive action was taken in Senate Ways & Means April 9 and the bill is now in Rules. | | |
| SHB 1786 | Protection, etc. orders | S Passed 3rd | Jenkins |
| | This bill aligns our standards and procedures for firearm surrender for all protection orders, including domestic violence, sexual assault, stalking and anti-harassment. The standards reflected in this policy are based on best practices to ensure that guns are removed from dangerous, volatile situations. This bill passed the House on March 5th 56-42. Passed the Senate 25-2 on April 13. | | |
| HB 1792 | Marijuana retailer penalties | S Passed 3rd | Pettigrew |
| | Creates a gross misdemeanor crime applicable when an employee of a marijuana retail outlet sells marijuana products to a person under age 21 in the course of their employment. Provides that an employee of a marijuana retailer may still be prosecuted under applicable felony provisions of the Controlled Substances Act in certain circumstances, including when the employee makes the sale to the underage person outside the course of the person's employment. Creates a misdemeanor crime applicable when a marijuana retailer or employee of the retailer allows a person under the age of 21 to enter or remain on the premises of the retail outlet (unless otherwise authorized in law). This bill passed out of the House on March 7th with a vote of 89-8. It passed out of Senate Law and Justice on April 2nd and is in Rules. | | |
| SHB 1949 | Firearm background checks | Del to Gov | Hansen |
| | Conducting a feasibility study to examine and make recommendations regarding the establishment of a single point of contact firearm background check system. This bill is the first step towards centralizing our firearms background check system which is important for uniform checks and background check enforcement. The bill was heard on March 18 in the Senate Committee on Law & Justice. It was voted off the Senate floor unanimously April 3. The Governor signed the bill into law April 17. | | |
| ESSB 5027 | Extreme risk protect. orders | S Passed FP | Frockt |

Authorizes the court to enter an extreme risk protection order (ERPO) against a person under the age of eighteen years and requires notice to the person's parent or guardian of the legal obligation to safely secure any firearms. Allows a restrained party under the age of eighteen to petition the court to seal from public view court records relating to an ERPO proceeding. Passed Senate: March 5, 43-5. Passed House: April 4, 56-37.

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| <u>SSB 5181</u> | Invol. treatment procedures | S Passed FP | Kuderer |
| | Prohibits a person detained for 72 hours under the involuntary treatment act from possessing a firearm for six months following detention on the basis that the person presents a likelihood of serious harm. Restores a person's firearm rights automatically six months after detention and requires returning the person's firearms and their concealed pistol license. Allows the person to petition the court for restoring of their firearm rights before the end of the six-month period. Passed Senate March 7 th with a vote of 26-29. Passed House April 10 th with a vote of 55-46. | | |

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| <u>SB 5205</u> | Incomp. for trial/firearms | S Passed FP | Dhingra |
| | Prohibits a person from possessing a firearm if his or her charges are dismissed based on incompetency to stand trial and the court makes a finding indicating that the person has a history of one or more violent acts. Passed Senate: March 7, 30-17. Passed House: April 10, 53-39. | | |

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| <u>SB 5508</u> (<u>HB 1464</u>) | Concealed pistol licenses | H Passed 3rd | Palumbo |
| | Clarifies the background check for an original concealed pistol license must be conducted through the Washington State Patrol Criminal Identification Section and must include a fingerprint background check through the Federal Bureau of Investigation. Passed Senate: March 4, 47-0. Passed House: April 4, 93-0. | | |

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| <u>SB 5605</u> (<u>SHB 1500</u>) | Marijuana misdemeanors | S ref/H recede | Nguyen |
| | Requires a court to vacate a misdemeanor marijuana possession conviction upon request if the applicant was age twenty-one or older at the time of the offense. | | |

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| <u>SB 5649</u> | Sexual assault/adjust SOLs | Del to Gov | Dhingra |
| | SB 5649 eliminates the statute of limitations for most sex offenses against children 16 years of age and under. It will also provide longer periods of time to prosecute most other felony sex offenses. It revises the third-degree rape statute to eliminate a requirement that survivors must "clearly express" their non-consent by their words or conduct. Passed the Senate: February 20, 48-0. Passed the House: April 10, 94-1. It was signed by the Governor on April 19 th . | | |

Safety Net & Civil Rights

| <u>Bill Details</u> | <u>Status</u> | <u>Sponsor</u> |
|---|---------------|----------------|
| <u>SHB 1041</u> | H Passed FP | Hansen |
| Certificates of discharge | | |
| The New Hope Act promotes successful reentry by modifying the process for obtaining certificates of discharge and vacating conviction records. The bill passed both the House and Senate unanimously. | | |

Health care employees

S Passed 3rd

Riccelli

[SHB 1155](#)
(SSB 5190)

Health care workers have pursued this bill for more than 10 years. This policy ensures front line health care workers are able to provide the best care possibly by allowing them to have uninterrupted breaks and closing the mandatory call loophole that allows employers to skirt our safety laws around mandatory overtime. Passed House March 6, 63-34.

Paid family & medical leave

C 13 L 19

Robinson

[SHB 1399](#)
(SSB 5449)

Reorganizes the Paid Family and Medical Leave statutes. Makes revisions to definitions, voluntary plans, waiting periods, and other matters. Authorizes employer to waive several statutory provisions and to offer supplemental benefits. Adds provisions concerning privacy and access to confidential records. Passed the Senate 40-6 on March 27 and was signed by the Governor April 3.

Noncompetition covenants

S Passed 3rd

Stanford

[ESHB 1450](#)
(ESSB 5478)

After four years of policy development and negotiation, an agreed upon vehicle which addresses experiences of workers are required to sign noncompete agreements which restricts them from taking jobs after employment ends or taking second jobs to supplement their hours and income. The policy will prohibit the use of non-competes for low and mid-wage workers (up to \$100K/year), presumes any noncompete restricting work for longer than 18 months is unreasonable and prohibits restrictions on moonlighting for any worker earning less than twice the minimum wage. Passed House March 12, 55-41. Passed Senate April 17, 29-19.

Working families' tax credit

H Finance

Entenman

[HB 1527](#)
(SB 5810)

Allows low-income and middle-income workers to recover some or all of the sales tax they pay as a way to increase their economic security. Provides a sales and use tax exemption, in the form of a remittance, to low-income and middle-income working families. Requires the working families' tax credit to be approved and funded before a person can claim the exemption during a fiscal period, and if authorization and funding is not provided, the employment security department is under no liability for benefit payment or program operation. Requires the employment security department to: (1) Use an individuals' most recent federal tax filing to process the exemption remittance; (2) Review the application and determine eligibility for the credit based on the individuals' most recent federal tax filing; (3) Provide applicants an option for a monthly remittance; (4) Begin rule making, public outreach and education efforts, and preliminary planning in advance of the beginning of benefit payments; and (5) Administer the working families' tax credit.

Fruits and vegetables access

H Passed FP

Riccelli

[SHB 1587](#)
(SB 5583)

Would help people living in or near poverty to be able to more easily purchase healthier food by providing extra benefits for purchase fruits and vegetables. The bill passed off the Senate floor on April 15th with a vote of 47 to 1 and the House concurred on the Senate amendments with a vote of 84 to 10. The bill now goes to the Governor for signature.

Consumer debt

H Passed FP

Reeves

[SHB 1602](#)

Limits post-judgment interest on consumer debt to 9 percent per annum. Allows a debtor to exempt from garnishment for consumer debt the greater of 80 percent of a debtor's disposable earnings or 35 times the state minimum hourly wage; and up to \$2,000 in bank accounts, savings and loan accounts, stocks, bonds, or other securities. The House concurred with the Senate amendments on April 18th.

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|---|--|----------------|------------|
| ESHB 1692 | Agency employees/harassment | S Passed 3rd | Jinkins |
| | This bill seeks to protect employee information that they may report regarding sexual harassment. The bill outlines that unless by court order, an agency is prohibited from disclosing records concerning an agency employee who has made a claim of workplace sexual harassment or stalking with the employing agency, if the record is requested by a person alleged in the claim to have sexually harassed or stalked the agency employee and the agency reasonably believes, after having conducted an investigation, that the alleged act occurred. It outlines a court process for civil remedy if this were violated. Passed the House 98-0 and the Senate 44:1. | | |
| ESHB 1696 | Wage and salary information | H ref/S recede | Dolan |
| | Prohibits an employer from seeking the wage or salary history of an applicant or requiring that the wage or salary history meet certain criteria, with some exceptions. Requires an employer to provide the wage scale or salary range for the job title to an employee both upon hire and annually, and upon request. Passed House March 9, 56-40. Passed the Senate 37:10, April 12. The House refused to concur in the Senate amendments so it now returns to the Senate, which can recede, insist or ask for a conference. | | |
| EHB 1706 (SB 5753) | Subminimum wage/disabilities | S Passed 3rd | Frame |
| | Eliminates special certificates that allow an employer to pay below the minimum wage to workers with disabilities. The bill passed out of the Senate on April 17 th with a vote of 48-0. | | |
| HB 1730 | Payment/limitations period | H Passed FP | Walen |
| | Provides that any payment of principal or interest made after the limitations period for commencing a cause of action has expired shall not revive or extend the limitations period. Provides that an acknowledgement or promise made after the limitations period for commencing a cause of action has expired shall not revive or extend the limitations period. The House concurred with the Senate amendments on April 18 th . | | |
| HB 1906 (SB 5868) | Dolores Huerta day | C 10 L 19 | Ortiz-Self |
| | Recognizes April 10 as Dolores Huerta Day. | | |
| EHB 2020 (SB 5929) | Employment investigations | H ref/S recede | Dolan |
| | Exempts the names of complainants, other accusers, and witnesses in an investigation of employment discrimination from public disclosure requirements until after the investigation is complete, unless the person consents to disclose their name. On April 19 th , the House refused to concur with the Senate amendments and has asked them to recede. | | |
| ESSB 5035 (SHB 1072) | Prevailing wage laws | S Passed FP | Saldaña |
| | Extends the time period for filing a prevailing wage complaint from 30 days to 60 days from the acceptance date of the public works project. Modifies the penalty structure for prevailing wage violations, including increasing the minimum penalty for a violation to \$5,000 or an amount equal to 50 percent of the prevailing wage violation, whichever is greater. Requires contractors to retain payroll records for three years and to submit certified payroll records at least once per month. The Senate concurred with the House amendments on April 19 th . | | |

Felony voting rights notices

C 41 L 19

Dhingra

[SB 5207](#)

Requires the Department of Corrections to notify an inmate of the process for provisional and permanent restoration of voting rights before the termination of authority over the inmate.

Isolated worker protection

S Conf appt

Keiser

[ESSB 5258](#)
(HB 1728)

Requires certain employers who employ custodians, security guards, hotel or motel housekeepers, or room-service employees who spend a majority of their working hours alone to adopt a sexual harassment policy, provide sexual harassment training, provide a list of resources to employees, and to provide panic buttons to each isolated worker. Requires the Department of Labor and Industries to establish procedures for licensing property service contractors. The Senate refused concur with the House amendments on April 18th and have requested a conference. They have appointed Senators King, Keiser, and Conway.

LGBTQ commission

H Passed 3rd

Wilson

[E2SSB 5356](#) (HB 2065)

Establishes a Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ) Commission in the Office of the Governor, subject to appropriations. Designates June of each year as LGBTQ month with the fourth week in June designated as a time to celebrate the contributions LGBTQ people have made to the state. Passed the Senate March 6th with a vote of 34-14 and the House on April 12th with a vote of 67-28.

Referred and diverted youth

H Passed 3rd

Nguyen

[ESB 5429](#)
(SHB 1246)

Requires the Department of Children, Youth & Families (DCYF) to allow proposals to receive Community Juvenile Accountability Program (CJAP) funds to be submitted to support programs for youth who are referred to the program by law enforcement rather than being formally diverted or charged within the juvenile justice system. Requires DCYF to implement a stop loss policy preventing a funding shift of more than two percent of CJAP funds away from a single county within a single year. Requires DCYF to implement a stop loss policy limiting the loss in funding for any juvenile court from one year to the next based on funding formula changes.

Immigrants in the workplace

H Passed 3rd

Wellman

[E2SSB 5497](#)
(2SHB 1815)

Keep Washington Working Act: The bill would create model policies for limiting immigration enforcement consistent with federal and state law and would prevent state and local law enforcement from using local tax dollars to assist in performing the functions of a federal immigration officer.

Youth courts

H Passed 3rd

Holy

[SB 5640](#)

Expands the jurisdiction of youth courts to include juveniles aged twelve to seventeen. Expands the jurisdiction of youth courts to include civil infractions.

Transportation

Bill Details**Status****Sponsor**[ESHB 1772](#)
(SSB 5751)**Motorized foot scooters**

H Passed FP

Macri

Authorizes local authorities to regulate the operation of motorized foot scooters and shared scooters within their jurisdictions. Restricts the speed of motorized foot scooters on roadways

and bicycle lanes to 15 miles per hour, and authorizes local jurisdictions to set maximum motorized foot scooter speed limits for sidewalks and pedestrian and bicycle trails if the local jurisdiction authorizes the use of motorized foot scooters on them. Prohibits a person under the age of 16 years from operating a motorized foot scooter, unless a local jurisdiction authorizes it. Permits electric-assisted bicycles and motorized foot scooters to park as bicycles are permitted to park. Mandates that scooter share operators carry commercial general liability insurance coverage with a limit of at least \$1 million for each occurrence and \$5 million in the aggregate, and automobile liability insurance coverage with a combined single limit of at least \$1 million. The House concurred with the Senate version of the bill on April 18th.

Auto. traffic safety cameras

S
Transportation Fitzgibbon

[ESHB 1793](#)
(SB 5789)

Establishes a pilot program through the end of 2021 for the use of automated traffic safety cameras on certain state and local roadways in or near downtown areas of cities with populations greater than 500,000 that enact an ordinance authorizing their use for the following violations: Stopping When Traffic Obstructed; stopping at intersection or crosswalk; public transportation only lane; stopping or traveling in a restricted lane; and stopping or parking at locations restricted for emergency response vehicle entry or exit or the boarding or disembarking of public transportation vehicles, including public ferries. Mandates that a notice of warning without a penalty be issued under the pilot program until January 1, 2020, and requires that, for first time violations under the pilot program after that time, a warning of infraction without a fine, rather than a notice of infraction with a fine, be mailed to the registered owner of a vehicle. Requires that one-half of the non-interest money received by a city under the pilot program in excess of the cost to install, operate, and maintain the automated traffic safety cameras be remitted to the State Treasurer and deposited in the Highway Safety Fund. The bill was voted out of the House on April 15th with a vote of 57-41 and has been referred to the Senate Transportation Committee.

Green transportation

Fey

[2SHB](#)
[2042](#)

Makes permanent the Electric Vehicle (EV) Charging Infrastructure grant program and expands eligibility to include hydrogen fueling station infrastructure. Reinstates the alternative fuel vehicle retail sales and use tax exemption for vehicles priced at \$45,000 or less, with the exemption applying to \$32,000 of the vehicle price in the first two years, \$24,000 in the second two years, and \$16,000 in the third two years, and expands it to include used vehicles priced at \$45,000 or less, with the exemption applying to \$16,000 of the vehicle price for the duration of the exemption qualification period. Raises the total registration renewal fee for alternative fuel vehicles from \$150 to \$200 for 10 years; uses \$200 of the fee to fund alternative fuel vehicle sales and use tax incentives and the Alternative Fuel Infrastructure grant program for five years and uses \$100 of the fee for these purposes after five years. Extends, modifies, and expands to alternative fuel vehicle infrastructure the alternative fuel commercial vehicle business and occupation and public utility tax credit program. Extends the EV battery and infrastructure sales and use tax exemption and expands it to include batteries sold as a component of electric buses and zero-emission buses. The bill includes major reforms to move away from the costs and pollution of fossil fuels and toward cleaner technology, including: Making electric vehicles more affordable and accessible for everyone; Increasing the network of electric car chargers across the state; Helping transit agencies transition to electric buses; Solving the last-mile problem in mass transit, to get you from a ferry terminal, bus stop or train station to your final destination; and Enhancing efforts to get cars off the road through increased carpooling, vanpooling, telecommuting, walking, biking, or taking mass transit instead of driving alone to work every day. The bill was moved out of the House Finance Committee on April 19th.

Electric transportationS Ways &
Means

Palumbo

[2SSB 5336](#)
(HB 1664)

Exempts up to \$1,000 of sales and use tax on certain new or used battery electric vehicle purchases or leases under \$45,000. Limits the cumulative sales and use tax exemptions to \$100 million and the exemption will expire once it hits that aggregate level. Amends tax incentives for clean alternative fuel commercial vehicles. Authorizes (1) the governing bodies of a municipal utility or a public utility district commission to adopt and (2) an electric utility regulated by the Utilities and Transportation Commission to submit an electrification of transportation plan that establishes that utility outreach and investment in the electrification of transportation infrastructure does not increase net costs to ratepayers in excess of 0.25. Provides the incentive rate of return on investment authorized by the UTC for electric vehicle supply equipment deployed consistent with a electrification of transportation plan expires December 31, 2030.

Pedestrian, etc. safety

H Passed 3rd

Saldaña

[SSB 5723](#)
(ESHB
1966)

Modifies the rules of the road to clarify how motor vehicles, pedestrians, bicyclists and other users are to share the road. Provides an additional penalty for certain traffic infractions involving a motor vehicle and a vulnerable user of the road, and deposits the penalty monies into a new account dedicated to educating law enforcement officers, prosecutors and judges about opportunities for enforcement of traffic infractions and offenses committed against vulnerable roadway users. The bill passed out of the House on April 9th with a vote of 70-26.
