



**City of Seattle
2020 State Legislative Bulletin**

February 10, 2020

Number 3

Since the start of session, 1,775 new bills have been introduced in the Washington State Legislature, making for a grand total of 4,256 bills this biennium. With five weeks left, February 7 was the last opportunity for a bill to exit policy committees in its house of origin, unless the bill has a fiscal component. Those bills must pass committee by February 11.

Upcoming Dates:

February 11, 2020	House of Origin Fiscal Cutoff
February 19, 2020	House of Origin Floor Cutoff
February 28, 2020	Opposite House Policy Cutoff
March 2, 2020	Opposite House Fiscal Cutoff
March 6, 2020	Opposite House Floor Cutoff
March 12, 2020	Sine Die

Education

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
<p><u>HB 1407</u> (ESSB 5395)</p> <p>Sexual health education</p> <p>Requires every public school to provide comprehensive sexual health education that is consistent with Washington state health and physical education standards.</p>	H Education	Stonier
<p>*<u>SHB 2661</u></p> <p>Child care & early development</p> <p>Fair start for kids. Expands accessible childcare and early childhood development programs. Increases eligibility for childcare, early childhood development programs, and services for children and families. Provides for increased rates, training, grants, and services for early learning providers.</p>	H Approps	Senn
<p><u>SSB 6073</u></p> <p>Menstrual products/schools</p> <p>Requires school districts and charter schools to make menstrual hygiene products available at no cost by the beginning of the 2021-22 school year.</p>	S Rules 2	Dhingra

Environment

Bill Details

Status

Sponsor

E2SHB 1110 (SB 5412)	Greenhouse gas/transp. fuels Low Carbon Fuel Standards. Directs the Department of Ecology to adopt a rule establishing a Clean Fuels Program (Program) to limit 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. Passed the House 52-44 on 1/30.	S Environment	Fitzgibbon
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SHB 2310 (SB 6399)	On-demand transportation emissions Reducing emissions from vehicles associated with on-demand transportation services. Requires certain service providers arranging for the transportation of people, food, or other goods to submit information to the Department of Ecology regarding vehicle miles driven and greenhouse gas emissions. Requires providers develop plans to meet greenhouse gas emission reduction goals by 2023.	H Approps	Fitzgibbon
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Upcoming Events: Appropriations (House) Exec Session 2/8 @ 9:00 am

*SHB 2311 (SB 6272)	Greenhouse gas emissions Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science. Adds new interim milestones for state greenhouse gas (GHG) emission reduction limits in 2030 and 2040. Revises the 2050 state GHG emissions reduction limits from 50 percent to 95 percent below 1990 levels and requires the state to achieve net zero GHG emissions. Amends GHG emissions reduction targets for state agencies.	H Approps	Slatter
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Upcoming Events: Appropriations (House) Exec Session 2/8 @ 9:00 am

SHB 2405 (SB 6222)	Community property/clean energy Creates a commercial property assessed clean energy and resiliency (C-PACER) program that facilitates a partnership for the financing of energy efficiency retrofits and new construction. Authorizes a capital provider (private entity) to provide financing for qualifying capital improvements such as energy efficiency, water conservation, renewable energy, and resiliency projects which are repaid through assessments on property.	H Approps	Duerr
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Upcoming Events: Appropriations (House) Public Hearing 2/8 @ 9:00 am

SHB 2424 (SSB 6256)	Heating oil insurance Directs the Pollution Liability Insurance Agency (PLIA) to design and implement a process to close out existing claims under the Heating Oil Pollution Liability Insurance Program. Prohibits the Heating Oil Pollution Liability Insurance Program from registering heating oil tanks for coverage after July 1, 2020. States the intent of the Legislature that the Underground Storage Tank Revolving Loan and Grant Program be used to assist owners and operators of heating oil tanks to remediate past releases and prevent future releases. Modifies the circumstances in which the State Treasurer may transfer funds from the Pollution Liability Insurance Program Trust Account into the PLIA Underground Storage Tank Revolving Account.	H Cap Budget	Fitzgibbon
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Upcoming Events: Capital Budget (House) Exec Session 2/10 @ 9:00 am

	Electrification	H ENVIDPS	Ramel
* SHB 2586 (SB 6496)	Authorizes the governing body of a municipal electric utility or a public utility district to adopt a beneficial electrification plan and to offer incentives and other programs to accelerate the beneficial electrification of homes and buildings for the utility's customers.		

	Greenhouse gas emissions	H Env & Energy	Fitzgibbon
HB 2892	Revises the definitions of emission standard to include direct or indirect releases of emissions of contaminants into the ambient air. Authorizes the Department of Ecology to require persons who produce or distribute fossil fuels that emit greenhouse gases to comply with air quality and emissions standards or emission limits on greenhouse gases.		

General Government

<u>Bill Details</u>		<u>Status</u>	<u>Sponsor</u>
* HB 2217	Cottage food product labels Removes the requirement for cottage food businesses to place their business address on product labels and instead requires inclusion of the cottage food permit number.	H 2nd Reading	Eslick
* HB 2218	Cottage food sales cap Increases the cap on annual gross sales for cottage food products is increased from \$25,000 to \$50,000.	H 2nd Reading	Eslick
* HB 2777 (SB 6364)	Microenterprise home kitchens Authorizes micro-scale food operations in home kitchens. This legislation would create a permitting process for a new business model called "Microenterprise Home Kitchens" or MHK. A MHK is a food facility that is operated by a person in the person's primary domestic residence where food is stored, handled, prepared for, and may be served to, consumers.	H Local Gov	Frame
SHB 2414	Digital equity Modeled after the federal bill, this bill would address broadband adoption and would support local digital inclusion plans and efforts, reaching vulnerable populations.	H Approps	Gregerson
* HB 2778	Community redevelopment financing Tax increment financing. Allows a county, city, or port district to create an apportionment district for the purposes of financing public improvements within the district. Upcoming Events: Finance (House) Exec Session 2/7 @ 1:30 pm	H Finance	Sullivan
* SSB 6152	Foreign national ownership/campaigns Requires certain campaign finance reports to contain certifications from each corporation making a contribution that the corporation's ownership comprises less than 50 percent foreign nationals.	S Rules 2	Salomon
SSB 6280	Facial recognition services Concerning the use of facial recognition services. Requires state or local government agencies (agencies) to develop an accountability report and an annual report that meet certain requirements on the use of a facial recognition service (service). Specifies agency requirements regarding public notification, testing	S Rules 2	Nguyen

prior to deployment, independent testing for accuracy across distinct subpopulations, and service operator training. Prohibits the use of a service for ongoing surveillance, except in support of law enforcement and pursuant to a search warrant or agency director determination under certain conditions. Specifies disclosure and record keeping requirements. Establishes a facial recognition task force.

SSB 6281 (HB 2742)	Personal data 2020 Privacy Act. Provides Washington residents with the consumer personal data rights of access, correction, deletion, data portability, and opt out of the processing of personal data for specified purposes.	S WMDP2S	Carlyle
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Health Care

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
*SHB 1317 (SB 5392)	Dental therapists Establishes the practice of dental therapy, a practice allowed in multiple states that has been proven to greatly expand access to basic dental care in low-income communities, communities of color, and rural communities.	H 2nd Reading Cody
*HB 1697 (SB 5814)	Health coverage/young adults Extends access to Washington's Apple Health program to youth up to age 26 who have incomes at or below 138% of the federal poverty level, providing significant benefits to over 17,000 youth who are currently unable to receive coverage due to their immigration status.	H HC/Wellness Macri
SHB 2338	Mental health coverage Prohibiting discrimination in health care coverage. Expands health coverage mental health parity requirements. Expands health insurance nondiscrimination provisions. Upcoming Events: Appropriations (House) Public Hearing 2/8 @ 9:00 am	H Approps Macri
*SSB 6128 (HB 2381)	Postpartum period/Medicaid Would extend postpartum Apple Health coverage from 60 days to 12 months, with the same eligibility standards as the current program (up to 198% FPL).	S Ways & Means Randall
SSB 6254 (HB 2454)	Vapor products Governor request bill. Requires all vapor product manufacturers be licenses by the Liquor and Cannabis Board and requires manufacturers and distributors to submit a list of product ingredients to the Department of Health. Bans the sale of vapor products containing vitamin E acetate and flavored vapor products. Limits nicotine concentrations in vapor products.	S Ways & Means Kuderer
SB 6447 (HB 2337)	Opioid reversal co-prescription The bill would require a practitioner that prescribes a patient an opioid of 50 morphine milligrams or greater to also prescribe the patient an opioid overdose reversal (OOR) medication, or confirm the patient has a current prescription for OOR medication. Upcoming Events: Behavioral Health Subcommittee to Health & Long Term Care (Senate) Exec Session 2/7 @ 1:30 pm	S Behavioral Hea Lias

[SSB 6534](#)
(HB 2846)

Ambulance quality assurance fee

S Ways & Means Cleveland

Creating an ambulance transport quality assurance fee. The fee will be used to provide additional reimbursement to ambulance transport providers, support quality improvement efforts, and pay for administrative costs.

Housing, Homelessness & Affordability

Bill Details

Status

Sponsor

Tenants/installment payments

H 2nd Reading

Morgan

[HB 1694](#)

Requires a landlord, upon receipt of a tenant's written request, to permit the tenant to pay deposits, nonrefundable fees, and last month's rent in installments. Prohibits a landlord from imposing a fee, charging interest, or otherwise imposing a cost on a tenant because a tenant elects to pay in installments.

Urban housing

H Rules R

Fitzgibbon

[SHB 2343](#)
(SSB 6334)

Concerning urban housing supply. Modifies the list of planning actions that certain cities are encouraged to take in order to increase residential building capacity. Changes the frequency of transit service that triggers a cap on minimum residential parking requirements for certain affordable housing units, from four times per hour to two times per hour. Exempts certain project actions from appeal under SEPA on the basis of impacts to the aesthetics element of the environment if they have undergone the design review process at the appropriate local government level. Modifies the definition of permanent supportive housing. Directs the Department of Ecology to initiate the rule-making process to remove parking as an element of the environment and as a component of the environmental checklist.

Nonprofit housing/prop. tax

H Finance

Doglio

[HB 2384](#)
(SB 6232)

Concerning the property tax exemption for nonprofit organizations providing rental housing or mobile home park spaces to qualifying households.

Upcoming Events: Finance (House) Exec Session 2/10 @ 8:00 am

Accessory dwelling units

H ENVIDPS

Gregerson

*[SHB 2570](#)

Requires some cities and counties (covered jurisdictions) planning under the Growth Management Act (GMA) to adopt specified policies related to accessory dwelling units (ADUs) by July 1, 2021. Encourages the adoption of additional policies by exempting them from SEPA and GMA appeal.

Identicards/homelessness

H Trans

Callan

[SHB 2607](#)
(SB 6304)

Raises the age range to allow qualifying individuals up to age 25 to receive a Washington State identocard at reduced cost. Requires the Department of Children, Youth, and Families to assist youth under age 25 who do not have a permanent residence address to apply for identicards.

Upcoming Events: Transportation (House) Public Hearing 2/10 @ 1:30 pm

<u>HB 2620</u> (SSB 6411)	Multiple-unit dwellings/tax Expanding the property tax exemption for new and rehabilitated multiple-unit dwellings in urban growth areas.	H Finance	Walén
Upcoming Events: Finance (House) Exec Session 2/7 @ 1:30 pm, Finance (House) Public Hearing 2/7 @ 1:30 pm, Finance (House) Exec Session 2/10 @ 8:00 am			
<u>HB 2634</u> (SB 6366)	Affordable housing/REET Provides a Real Estate Excise Tax (REET) exemption when selling to a nonprofit or public housing authority for affordable housing.	H Finance	Walén
Upcoming Events: Finance (House) Public Hearing 2/7 @ 1:30 pm, Finance (House) Exec Session 2/10 @ 8:00 am			
<u>SHB 2732</u>	Landlord mitigation/victims Expanding the landlord mitigation program to alleviate the financial burden on victims attempting to flee domestic violence, sexual assault, unlawful harassment, or stalking.	H CRJDPS	Riccelli
<u>HB 2878</u> (SB 6490)	Criminal justice/housing Addressing housing concerns for individuals impacted by the criminal justice system.	H Civil R & Judi	Davis
<u>HB 2907</u> (SB 6669)	County business excise tax Authorizing counties with populations over two million to impose an excise tax on business.	H Finance	Macri
Upcoming Events: Finance (House) Exec Session 2/7 @ 1:30 pm			
<u>SSB 5366</u>	Urban centers/multiple units Expanding the property tax exemption for new and rehabilitated multiple-unit dwellings in urban centers.	S 3rd Reading	Wagoner
<u>ESSB 5946</u>	SEPA/shelters & encampments Concerning the application of the state environmental policy act to temporary shelters and transitional encampments.	H Env & Energy	Nguyen
<u>SSB 6230</u> (HB 2610)	Mobile home community sales Amends the Manufactured/Mobile Home Landlord-Tenant Act to require landlords to provide notices of opportunity to purchase with respect to the sale or lease of manufactured/mobile home community.	S Rules 2	Kuderer
<u>*SSB 6231</u> (HB 2630)	Accessory dwelling units/tax Providing a limited property tax exemption for the construction of accessory dwelling units. A 3-year exemption from the property tax for the value of physical improvements to a single-family residence is allowed; this bill extends that exemption specifically to ADUs.	S Ways & Means	Kuderer

Residential tenants S Rules 2 Kuderer
 Concerning residential tenant protections. Modifies the uniform 14-day pay or vacate notice and unlawful detainer action summons. Authorizes stay of an unlawful detainer judgement if the tenant will be able to pay the judgement with emergency rental assistance funds. Requires the tenant to provide a copy of the pledge of emergency rental assistance to stay the judgement and for the landlord to provide documentation necessary to possess such assistance. Removes the prohibition on eligibility for judicial discretion if a tenant is issues three or more 14-day notices within the previous 12-month period.

SSB 6378
(HB 2724)

Residential tenants S Housing Stabil Kuderer
 Requires a landlord to have a business reason to evict a tenant and requires more than 20 days notice. Includes month to month tenancies

SB 6379
(HB 2453)

School employee housing S Ways & Means Rolfes
 Allows any school district to build teachers' cottages or other single or multifamily housing for school district employees when directed by a vote of the district to do so.

***SSB 6512**

Accessory dwelling units S Rules 2 Liias
 Requires counties planning under the Growth Management Act and cities within such counties to authorize up to two accessory dwelling units (ADUs) per lot, to not require the provision of off-street parking for ADUs close to major transit stops, and to not require an owner to occupy an ADU or other housing unit on the lot unless the owner owns more than five ADUs or the ADU is a short-term rental.

***SSB 6617**

Public Safety

Bill Details

Status

Sponsor

Local gov firearm regulation (MID PG 7) Dead. Was Heard in H Civil R & Judiciary 1/21 but did not survive policy cutoff on 2/7
 Macri
 Repeals the statute that preempts local jurisdictions from adopting laws relating to firearms.

HB 1374
(MID PG 7)

WTBD:
 Repeals the statute that preempts local jurisdictions from adopting laws relating to firearms and creates a new section providing local gov can adopt laws that are more restrictive than the state.

BACKGROUND:
 Currently Local gov can regulate firearms where there is a likelihood people or property will be jeopardized or in stadiums or convention centers or school zones.

SHB 2467
(BTM PG 7)

Firearm background checks (BTM PG 7) Passed House Judiciary on 1/24 and was exec'd out of Approps this Sat?
 Hansen
 Establishing a centralized single point of contact background check system for firearms transfers.

WTBD:

Requires WSP establish a Firearms Background Check system to serve as a single point of contact for firearms dealers to conduct background checks required under state and federal law. Requires dealers use the system and creates the Washington Firearms Background Check Accountability Board to oversee the new system.

BACKGROUND:

Legislation enacted in 2019 directed OFM to conduct a study on our decentralized background check system in WA State and to streamline that system into a single point of contact system managed by the WSP. Information from the following databases will be aggregated through the WSP system:

- The background check must include a check of the following databases:
- the National Instant Criminal Background Check System;
- the Washington Crime Information Center and Washington State Identification System;
- the Health Care Authority electronic database;
- the Federal Bureau of Investigation national data exchange database and any available repository of statewide law enforcement record management systems information; and
- the Administrative Office of the Courts (AOC) case management system.

There is an appeal process if someone is denied. Exempt from inspection under the Public Records Act. The oversight board includes members of WSP, WASPC, the general public, firearm safety advocates.

False reporting (BTM PG 7)

Passed H Public Safety
2/6 and in Rules

Valdez

Modifies the crime of false reporting and elevates the crime to a new first or second-degree felony offense if it involves certain conduct and results in death or bodily harm.

WBD: under this new law false reporting can be charged as gross misdemeanor for false reporting as it is in current law, and is elevated class C felony offense if it causes bodily harm and a Class B felony if someone is killed as a result. It also creates a civil cause of action to recover costs and damages for the victims.

BACKGROUND: False Reporting is classified as a gross misdemeanor in current law and someone can be charged with False Reporting if they report a fire, explosion, crime, or other emergency knowing it is a crime and they knew this would result in an evacuation of a building, place of assembly, or transportation facility, or cause public inconvenience or alarm.

* **HB 2632**
(SB 6295)
(BTM PG 7)

- Misdemeanor = 90 max confinement and \$1K max fine
- Gross misdemeanor = 364 days max confinement and \$5K max fine
- Class C felony = 5 years max confinement and \$10K max fine
- Class B felony = 10 years max confinement and \$10K max fine
- Class A felony = life max confinement and \$50K max fine

Juvenile Diversion. If a juvenile commit first, second, or third-degree False Reporting, and it is his or her first violation, then the prosecutor may divert the case.

Civil Liability for False Reporting. If a person is convicted of false reporting in any degree, he or she is liable for the reasonable costs of the emergency response incurred by the public agency.

An individual who is a victim of False Reporting may bring a civil action against the person who committed the offense.

Public assistance crime victims (TOP PG 8)

Passed Sen Human
Services 1/21 and
scheduled for exec
session in Ways today at
10am

Saldaña

2SSB 5164
(HB 1971)
(TOP PG 8)

Expands eligibility of the food assistance program for legal immigrants, state family assistance programs, and medical care services (MCS) to include victims of certain crimes including human trafficking.

WDB:

Would make victims of human trafficking and other crimes eligible for food, cash and medical assistance if they do not qualify for SNAP, TANF and Medicaid due to their immigration status. They must meet the income eligibility requirements for these programs and have filed or be preparing to file for asylum or a T or U visa with the appropriate federal authority.

BACKGROUND:

- Congress created the T Visa nonimmigrant status visa and the U Visa for crime victims in 2000 under the Victims of Trafficking and Violence Prevention Act to help victims of trafficking or other crimes who need to stay in the US if they are deemed admissible and would suffer hardship if removed from the US.
- A person who is a victim of a severe form of trafficking in persons is eligible for public benefits to the same extent as a person admitted into the United States as a refugee.
- Food Assistance Program for Legal Immigrants (FAP) is a state program for those not eligible for SNAP because of the loophole in federal law that doesn't permit them to access these federal benefits their alien status. Income and asset levels still apply.
- Similarly, State Family Assistance Programs provide cash assistance to legal immigrants who aren't eligible for Temporary Assistance for Needy Families (TANF) the federal cash assistance program.

To the extent funds are available, Medical Care Services (MCS which is regulated by the HCA) must be made available depending on availability to those who qualify but aren't eligible for Medicaid.

High capacity magazines (TOP PG 8)

Passed Sen Law and Justice on 1/23 and on the 2nd reading calendar in the Senate (look up Erin's notes)

Kuderer

Makes it unlawful for a person to manufacture, possess, distribute, import, transfer, sell, offer for sale, purchase, or otherwise transfer a large capacity magazine.

SSB 6077
(SHB 2240)
(TOP PG 8)

WBD:

Makes it unlawful for a person to possess large capacity magazine that accepts more than 10 rounds of ammunition. (15 House)

BACKGROUND:

Allows people who owned HCMs before the law takes effect to continue to possess HCMs prohibiting sale or transfer to anyone other than a licensed dealer. Washington law does not impose regulations relating to ammunition or ammunition magazines, aside from a requirement that firearms dealers must obtain a license to sell ammunition. In 1994, Congress enacted a ban on assault weapons and magazines, but exempted assault weapons and large capacity ammunition feeding devices manufactured before the law became effective. This law was subject to a sunset provision and expired in 2004.

Office of firearm violence (UPR MID PG 8)

Exec'd out of S Ways on 2/6?

Dhingra

Creates the Office of Firearm Violence Prevention within the Department of Commerce. Duties of the Office Include: collecting data and identifying gaps in data needed for ongoing analysis, policy development and implementation of firearm violence intervention and prevention strategies; researching, identifying and recommending policy options; working with the Office of Crime Victim Advocacy to identify opportunities to better support victims of firearm violence; and administering a grant program on firearm violence intervention and prevention.

SSB 6288
(UPR MID PG 8)

WBD:

Creates the Washington Office of Firearm Violence Prevention and a community grant program aimed at reducing firearm violence and specifically charged with:

- working with LEAs, county prosecutors, researchers, and public health agencies to improve available data collection methods, and to identify gaps in data needed for ongoing analysis and policy recommendations;
- Seek nonstate funding to aid the research and implementation of firearm violence prevention strategies;
- working with the office of crime victim's advocacy to identify opportunities to provide support to victims;
- Creates the Washington Firearm Violence Intervention and Prevention Grant Program; for local jurisdictions impacted by gun violence

BACKGROUND:

A competitive grants program will support evidence-based violence reduction initiatives focusing on intervention services to the population segment identified as having the highest risk of perpetrating or being victimized by firearm violence.

A competitive process administered by a selection cmte including people who have been impacted by violence, formerly incarcerated persons and those with experience implementing evidence-based gun violence reduction initiatives, will award cities disproportionately impacted by violence and to community-based organizations serving the residents of those cities.

Under this bill the "Shots Fired" project could be extended to other parts of the state.
<https://www.seattletimes.com/seattle-news/crime/prosecutors-shots-fired-project-collects-king-county-gun-violence-data-for-the-first-time/>

Mass violence threats (MID PG 8)

Passed Sen Law and Justice on 2/6 and on the 2nd reading calendar Liias

Creates the offense of communicating a threat of mass violence as a class C felony ranked at level IV on the sentencing grid. Authorizes responding law enforcement officers to seize firearms, other dangerous weapons, ammunition, and any concealed carry permit with probable cause when there are reasonable grounds to believe they were used, or threatened to be used in the offense or in plain sight or discovered during a lawful search.

***SB 6307**
(MID PG 8)

WBD: Creates the offense of communicating a threat of mass violence as a class C felony for any threat to commit mass violence at a school, church or a defendant's workplace and authorizes firearm seizure by law enforcement.

BACKGROUND: Approximately 40 percent of mass public shooters make threats prior to their attack and, while there are red flag laws in place enabling family and law enforcement to petition courts to remove weapons from dangerous people, actually criminalizing the threat is another public policy approach.

In a small number of states, communicating a threat of mass violence is a crime. While not a complete list, North Carolina recently created the crime of communicating a threat of mass violence at schools and places of religious worship. Maryland's crime of communicating a threat of mass violence requires a threat to five or more people or a threat that results in a lockdown or evacuation of the threatened location. Florida has a threat of mass violence crime, but the threat must be in writing, including an electronic communication.

Safety Net & Civil Rights

Bill Details

Status

Sponsor

Court arrests (TWRDS BTM PG 8)

Passed House Civil Rights on 2/5 and now in Rules Thai

Aims to protect all people from warrantless civil immigration arrests at courts, prohibits court staff and prosecutors from using state and local justice resources to report people for federal immigration enforcement, and requires courts to collect data on immigration agents' surveillance of courthouses in Washington.

SHB 2567
(SB 6522)
(TWRDS BTM PG 8)

WTBD: Restricts data sharing and civil arrests inside or near state court facilities with ICE without a court order, if it is a criminal matter or the individual is in contempt of court.

BACKGROUND: Warrantless civil arrests negatively impact the willingness of people to seek justice in our court system. This includes many of the most vulnerable members of our society including victims of sexual violence and domestic abuse, trafficking and other crimes.

There have been 200 documented civil arrests in courthouses across WA to date. ICE agents, often in plainclothes, are making these warrantless civil arrests which deters people from going to court. Similar to KWWA, prohibits sharing immigration info with federal authorities unless connected with a criminal investigation.

Would decrease racial inequity in regard to immigrant access to court services including, obtaining domestic violence and sexual assault protection orders, child support orders, seeking back wages, testifying in civil and criminal proceedings, and getting married.

Long-term care workers (BTM PG 8)

Passed House Labor 2/6 and referred to Approps Stonier

HB 2681
(SSB 6205)
(BTM PG 8)

Requires home care agencies and the consumer directed employers to establish certain protocols related to employee discrimination and abuse. Requires the Department of Labor and Industries (L&I) to convene a stakeholder work group to recommend best practices for training employers, workers, and clients to keep home care settings free from discrimination and abusive conduct. Authorizes L&I to assess a civil penalty up to \$5,000 for instances of noncompliance.

WDB:

Requires home care agencies adopt policies to address discrimination and abusive behavior by January 1, 2021, update their policy annually, ensure employees are properly trained. The bill also requires employees be notified if a client has a history of abusive behavior and prevents retaliation if they request reassignment as a result.

Also establishes a workgroup to recommend best practices for training and gives L&I authority to investigate agencies and assess a civil penalty up to \$5K for each instance of noncompliance by an employing agency.

The City's domestic worker protection bills specifically exclude home care workers who are paid through public funds so this legislation will extend worker protections to a portion of City domestic workers who are not presently covered by City law.

BACKGROUND:

Discrimination does not include a client refusing to hire or terminate an employee based on gender preferences. The policy must define discrimination, harassment, and abusive conduct, describe how the employer will protect employees against retaliatory behavior; provide resources for a worker to utilize; and include any additional recommendations from the training work group convened by L&I.

Establishes a workplace violence committee to develop and monitor their violence prevention plan.

Workplace violence committee consisting of employee-elected individuals, employer-selected individuals, and at least one client representative, is required to develop and monitor the plan.

L&I is directed to convene a stakeholder work group made up of workers, clients and employers recommending best practices for training employers, long-term care workers, and clients to keep home care settings free from discrimination and abusive conduct while maintaining the ability for individuals who need services to access these services and maintaining the ability to provide services. The work group must include:

Enforcement. L&I is authorized to investigate home care agencies and the CDE to ensure compliance with the policy, prevention plan, informing workers, and recording and reporting requirements, and may assess a civil penalty of up to \$5,000 for each instance of noncompliance.

Death penalty elimination (TP PG 9)

Passed Sen 28-18 on 1/31
and referred to H Public
Safety

Carlyle

Eliminates the death penalty and requires life imprisonment without possibility of release or parole as the sentence for aggravated first-degree murder.

WDB:

Eliminates the death penalty and provides that all persons convicted of aggravated first-degree murder must be sentenced to life in prison without the possibility of release or parole.

***SB 5339**
(HB 1488)
(TP PG 9)

BACKGROUND:

Under the death penalty statute, a death sentence may be imposed only against those persons convicted of aggravated (means premeditated) first-degree murder and only after a special sentencing proceeding has been held to determine whether the death penalty is warranted.

- Examples of aggravated murder include:
- the victim was a police officer performing official duties, or a judge, juror, witness, or attorney and the murder was related to the victim's official duties;
- the murder was committed in the course of, in furtherance of, or in immediate flight from, certain crimes, such as first- or second-degree robbery, rape, or burglary;
- the murder was committed in exchange for money or to conceal the commission of a crime;
- the person committed the murder to obtain or maintain a position in the hierarchy of an organization; and

- there was more than one victim and the murders were part of a common scheme or plan, or the result of a single act.
- A moratorium on executions was put in place by the Governor in 2014. In October 2018, the Court declared Washington's death penalty to be unconstitutional, concluding that the death penalty was administered in an arbitrary and racially biased manner

Voter eligibility/felony (TP PG 9)

Passed Sen State Gov on
1/24 and on 2nd Reading Kuderer
in Senate

Automatically restores voting rights for persons as soon as a sentence of total confinement under the jurisdiction of the Department of Corrections (DOC) is ended.

*[SSB 6228](#)
([HB 2292](#))
(TP PG 9)

WBD:

Under currently law people with felony convictions can have their right to vote restored if they have completed their community custody. This bill would make approximately 9K people serving community eligible to register to vote upon being released from prison.

BACKGROUND:

If a person does not comply with their legal financial obligations (LFOs) their voting rights may be revoked.

<https://www.seattletimes.com/seattle-news/politics/state-senate-democrats-advance-bill-to-restore-washington-felons-voting-rights-faster/>

Domestic worker protections (UPR MID PG 9)

Passed Sen Labor and
Commerce 2/6 and is in Saldaña
Rules

Requires employers of domestic workers, and individuals who pay wages for services of domestic workers, to provide minimum wages, overtime, and meal and rest breaks, and to have terms and expectations of employment in written agreements.

WBD:

- Requires employers of domestic workers provide minimum wage, overtime, and meal and rest breaks, a written contract outlining the terms of employment and prohibits adverse action
- Prohibits hiring entities from taking adverse action for workers exercising their rights
- Establishes notification requirements before terminating employment, procedures for administrative investigations, civil penalties and a private cause of action

BACKGROUND: The Washington Law Against Discrimination (WLAD) prohibits discrimination in employment based on the person's protected status, such as race, creed, color, national origin, sex, disability, and other protected categories. The WLAD only applies to employers who employ eight or more persons and does not include any nonprofit religious or sectarian organization. An aggrieved person may file a complaint with the Human Rights Commission or may file a private cause of action in court.

[SSB 6247](#)
([HB 2511](#))
(UPR MID PG 9)

Employment standards and benefits generally apply only if an employer-employee relationship exists. The Minimum Wage Act, the industrial insurance laws, and the unemployment insurance laws each have various exemptions for domestic services. For example, persons doing "casual labor" in a home, and persons whose duties required they sleep or reside at their place of employment, are exempt from the Minimum Wage Act.

A "domestic worker" includes hourly and salaried employees and includes any worker who works for one or more hiring entity and works in residences as a nanny, house cleaner, home care worker, cook, gardener, or household manager, or for other domestic service purposes. Domestic worker does not include individuals who provide care subsidized under the Department of Social and Health Services (DSHS) or babysitting, dog walking, pet sitting, or house sitting.

A hiring entity employing a domestic worker must pay min wage, uninterrupted 30 min meal break if worked 5 hours, allow 10 min rest breaks for more than 3 hours work and may NOT retain documents, threaten a worker, take adverse action for organizing

Termination of Employment.

The hiring entity must provide a minimum of two-weeks' notice before terminating employment. For live-in domestic workers, a minimum of four-weeks' notice is required. A domestic worker is entitled to severance pay if a hiring entity fails to comply with notification requirements.

Administrative Enforcement and Private Cause of Action.

A domestic worker may file a complaint with the Department within three years of when the alleged violation occurred. The Department may investigate and, within 60 days of the filing of the complaint, must either issue a citation assessing a civil penalty or, if the allegations are not substantiated, a closure letter.

Young voters (MID PG 9)

Allows persons to vote in a primary election if they are 17 years old but will be 18 by the general election. Requires that DOL provide an automated process for 16 and 17-year olds to sign up to register to vote. Requires that public universities, if requested by the student government, and certain public university branch campuses open student engagement centers to provide ballots.

WBD:

Allows 17-year old's to vote in the primary election if they turn 18 by the general election. Also requires DOL provide an automated opt-out vs. opt in process for 16 and 17-year old's getting their license and requires universities with over 5K students open engagement centers (given the success at CWU) providing ballots and voter registration materials.

BACKGROUND:

The Democratic Party allows 17-year-olds to participate in caucuses; those voters should be able to vote in state and local primaries which may be just as important to them. Student engagement centers include same-day voter registration and ballot printing, which are currently located off-campus and geographically inaccessible for many students.

Registering to Vote. Persons who are age 18 or older and who are United States citizens that have lived in the state, county, and precinct for 30 days immediately preceding an election are entitled to vote. The National Voter Registration Act requires states to provide the opportunity to register to vote for federal elections.

SSB 6313
(HB 2558)
(MID PG 9)

Washington adopted the Motor Voter Act, requiring the Department of Licensing (DOL) to provide voter registration services. Before issuing an original license, identification card, or license renewal, the licensing agent must determine if the applicant wants to register to vote or transfer an existing voter registration. If so, the agent provides the applicant with a voter registration form with instructions and records the applicant's request to register to vote. In addition to DOL, the following agencies and programs offer voter registration:

- The Department of Social and Health Services (DSHS) Community Services Division; ¶ the DSHS Aging and Long-Term Support Administration;
- the DSHS Division of Vocational Rehabilitation;
- the DSHS Developmental Disabilities Administration;
- he DSHS Aging and Disabilities Service Administration; ¶ the Department of Services for the Blind; he Health Care Authority; and
- the Health Benefits Exchange (HBE).

Automatic Voter Registration. In 2018, the Legislature passed E2SHB 2595, which provides for an automatic voter registration process at two state agencies. At DOL, an applicant for an enhanced driver's license or identicaid, or for a change of address on an existing enhanced driver's license or identicaid, is automatically registered to vote or update an existing registration if the applicant is over 18 years of age and United States citizenship is verified unless the applicant opts not to register. HBE transmits the name, address, and date of birth of each consenting applicant who is a citizen and at least 18 years old to the Secretary of State (SOS) for the purpose of the applicant being registered to vote. The Governor and SOS may require other agencies to provide automatic voter registration.

Sign-up to Register to Vote. In 2018, the Legislature also passed 2SHB 1513, which allows certain minors to sign up to register to vote. A person who is at least 16 years of age and who meets all other voter registration requirements may register to vote electronically, or at any location where voter registration is permitted, but is not added to the state voter list until such time as the person will be 18 years of age by the next election.

Transportation (MID PG 9)

Bill Details

Status

Sponsor

ESHB
1793
(SB 5789)
(MID PG 9)

Automated traffic safety cameras

S Transportation

Fitzgibbon

Allows automated traffic safety cameras to be used to detect the following: Stoplight violations; railroad crossing violations; stopping when traffic obstructed violations; stopping at intersection or crosswalk violations; public transportation only lane violations; stopping, standing, or parking violations at locations

restricted for emergency response vehicle entry or exit or the boarding or disembarking of public transportation vehicles, including public ferries.

Local transportation revenue H Trans Ramos
HB 2362 Creates a new 2 percent transportation utility tax, increases in the existing transportation benefit district
(SB 6652) sales tax authority to 0.4 percent and makes it councilmanic, and allows local governments to impose a five cent gas tax.

Regional transit authorities S Transportation Liias
SB 6606 Requires Sound Transit to transition from the 1996 car tab valuation schedule to the 2006 valuation schedule, which would reduce ST revenue by \$1 billion, or \$2.9 billion long term if they bond to replace the immediate lost revenue. Retains the existing 1.1% MVET that was repealed by I-976. By making a legislative change to an Initiative the bill requires a 2/3 vote of the legislature.

OTHER BILLS MAY COME UP

SB xxxx Sen Pedersen higher ed funding bill:
<https://www.seattletimes.com/seattle-news/politics/washington-lawmakers-approve-change-to-business-tax-to-fund-college-affordability/>

Highly Capable Students SB 5354/HB 1641 Rivers&Rolfes /Vick&Stonier
<https://www.seattletimes.com/opinion/editorials/expand-instruction-for-more-gifted-kids/>
<https://app.leg.wa.gov/bills/summary?Year=2019&BillNumber=5354>

WBD:

Would require universal screening for highly capable students and train educators to recognize and support these students.

BACKGROUND:

Requires districts implement procedures for assessment and referral, screening, and placement of their most highly capable students. Requires the state to fund student transportation for HiCap programs, prohibits district from requiring parent transportation and requires districts provide a minimum of 2 hours of professional development for principals and counselors to recognize students who may qualify.

Highly capable learning plans. SB 6282 Pedersen/ NO COMPANION heard Sen Early Learning 1/22
<https://www.seattletimes.com/opinion/editorials/expand-instruction-for-more-gifted-kids/>
<https://app.leg.wa.gov/bills/summary?BillNumber=6282&Initiative=false&Year=2019>

WBD:

In response to Seattle School Board Directors voting recently to phase out Washington Middle School's Highly Capable Cohort (HCC), which separates some high achieving students from their peers for instruction in designated classrooms or cohorts. Sen Pedersen's bill gives districts 30 days to develop individual learning plans for affected students when dissolving Highly Capable Cohort programs. His bill doesn't specifically protect designated cohorts whereas River's bill does.

Sexual Assault Protocols for Hospitals SB 6158 Dhingra Passed Senate HC 1/22 and in Rules

WBD:

Directs the Office of the Attorney General to convene a task force to develop model protocols for hospitals and clinics to ensure a coordinated community response for sexual assault victims.

BACKGROUND:

Creates the sexual assault coordinated community response task force within the AG's office. The purpose of the task force is to develop model protocols ensuring adult or minor sexual assault victims receive a coordinated community response when presenting for care at any hospital or clinic following a sexual assault. The task force members must include four legislators,

two sexual assault survivor representatives, two providers from community sexual assault programs, two representatives of SANEs, two representatives of children's advocacy centers and one representative from the following organizations:

WASPC, Prosecutors, Defenders, AWC, Counties, Superior Court Judges, Coalition of Sexual Assault Programs, Hospital Association, WA Medical Association, Office of the AG, SANEs. The task force must collaborate with state and local government, and medical facilities to implement coordinated community responses, including access to specific services, potential assistance from the crime victims' compensation program, legal advocacy, privacy of medical records, and access to necessary information among responding professionals and service providers. Additionally, the task force is required to research: best practices for collaborative and coordinated responses; existing gaps in trauma-informed, victim-centered care, and support and resources; securing nonstate funding for implementing a standardized and coordinated community response; and policy options for providing a coordinated community response. The task force must report its recommendations to the Legislature and Governor by December 1st of each year

**Eliminating the 1% cap on property tax
WBD:**

Pollet (HB 2145)

House Finance last year and is still there

Removes the 1% cap on property tax population growth + inflation

Rep Pollet's bill introduced in 2019 is still alive but there has been no movement on it to date during the 2020 session

Private detention facilities

6442 Saldana/Ortiz Self 2576

Hearing Sen Human Services 1/29

WBD Prohibits private detention facilities in WA State exempting those that already operate under a contract to continue until the end of the contractual obligation.

WSLC PRIORITIES

WORKER PROTECTION ACT HB 1965 Hansen

House Rules

WBD: creates a mechanism for workers to file whistleblower complaints when current workplace laws are violated.

BACKGROUND: Enforcement agencies have long backlogs, and this is a tool for workers to enforce their own Wage and hour, equal pay, health and safety and anti-discrimination laws.

BID LISTING HB 1571/SB 5457

WBD: HB 1571/SB 5457 would end "post-bid shopping" by having subcontractors listed in all bids.

BACKGROUND: Some public works contractors alter their lists of subcontractors after winning bids so they can pay lower wages and boost profits at the expense of taxpayers — and project quality.

PUBLIC EMPLOYEE PRIVACY HB 1888

WBD: HB 1888 takes common sense steps to safeguard personal data—like birthdays and data that reveal addresses—to protect public workers' safety and guard against identity theft and fraud.

BACKGROUND: Our state has robust public disclosure laws, and that's a good thing. But it exposes the personal and financial information of public workers to scam artists.

SECURE SCHEDULING SB 5717/HB 1491

WBD—SB 5717/HB 1491 ensures that people who work for large food and retail businesses have protections: two-week notice of schedules, adequate rests between shifts, and flexibility to swap shifts.

BACKGROUND: Many retail and food service workers struggle with unpredictable schedules that make it difficult to manage family needs, attend school, or balance a second job. And not knowing how many hours to expect leaves many scrambling to pay bills and rent.

UNEMPLOYMENT INSURANCE FOR CAREGIVERS — Job search requirements for unemployed workers who care for loved ones often require those workers to take jobs that do not allow them to provide care. These standards should be updated so workers are not forced to choose between an uncommon shift and caring for their family.

q **WAGE LIENS** (HB 1514/SB 6053) — When workers' wages have been stolen, some employers dissolve their businesses and form new LLCs to avoid paying up. HB 1514 will implement wage liens, providing all workers with an avenue to secure their owed wages, just like construction workers and farm workers can through mechanics and crop liens.

ADMINISTRATIVE LAW JUDGES AND BAILIFFS COLLECTIVE BARGAINING (HB 2017 and 1333/SB 6367) — ALJs at the Office of Administrative Hearings and bailiffs for King County courts are denied the right to join together and collectively bargain, despite their counterparts at DOL, DOC, and the BIIA having those rights. The state should resolve this inequity by allowing these workers to come together to form a union.

TRANSPARENCY AND ACCOUNTABILITY IN GOVERNMENT CONTRACTING (HB 1521/SB 5655) — This requires state agencies and local governments to evaluate the cost of outsourcing work to private contractors and to conduct follow-ups to ensure contractors meet their obligations. It also calls for accountability if companies fail to perform their duties.

Tribal

In her most recent email update, Representative Lekanoff (D-Bow) highlighted the priority tribal legislation she is working on this session. It includes salmon recovery legislation [HB 2549](#) and [HB 2552](#), a water resource policy bill [HB 2553](#), as well as [HB 2548](#) concerning tribally controlled colleges and universities. Lekanoff also noted she is working on a Missing and Murdered Indigenous Women proviso in the supplemental budget.

Working Families Tax Credit

<https://app.leg.wa.gov/billsummary?BillNumber=1527&Year=2019&Initiative=false>

Special Ed Funding:

Majorities

DNA fix

Med reimbursement rates

From Cody's report:

The "Fair Start for Kids Act" ([SHB 2661](#)) intends to improve the workforce by providing childcare support. Specifically, the bill increases eligibility for childcare, early childhood development programs, and services for children and families. It provides for increased rates, training, grants, and services for early learning providers. The bill passed out of the policy committee and had a February 6 public hearing in its fiscal committee.

Attorney General Ferguson (D) has released a \$10 million proposal for the 2020 Legislature to fund a cold case unit with the purpose of reopening unsolved sexual assault cases. Representative Orwall (D-Kent) supports the proposal and points to the large number of sexual assault kits that have been recently processed, as noted in this Q13 News [article](#). In related news, sexual assault survivors are backing a bill ([SHB 2318](#)) introduced to tighten the requirements for storing DNA evidence collected from those convicted of a sexual-related crime. As explained in this KIRO News [article](#), the cost of implementing the proposed changes is \$34,000. The bill had a February 5 public hearing in its fiscal committee.

Tribal

"Right to Tribal Regalia Act" [HB 2551](#), with the intent of removing barriers for cultural expression for tribal students at graduation ceremonies, had a February 4 public hearing and was passed out of its committee on February 7. This legislation is similar to existing laws in North Dakota, Montana and California. Senator Billig (D-Spokane) sponsored the Senate companion ([SB 6607](#)) and said that the bill Arledge Group

February 8, 2020

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was introduced due to a concern raised by one of his constituents who is a member of the Spokane Tribe of Indians. It was passed out of its committee on February 7.

On February 6, two bills pertaining to Native American behavioral health were scheduled for executive action in the Behavioral Health Sub-committee. [SB 6258](#) would address the suicide and addiction crisis among American Indians and Alaska Natives, but it did not pass out of committee. [SB 6259](#), which intends to improve the Native American behavioral health system, was passed out of committee.

