



City of Seattle
2019 State Legislative Bulletin

April 15, 2019

Number 13

Weekly Overview

Last week we crossed another milestone in session with opposite house fiscal cutoff on Tuesday, April 9th. All bills referred to a fiscal committee in their opposite house that did not pass out of committee by that day are considered dead (unless they are deemed Necessary to Implement the Budget (NTIB)). After opposite house fiscal cutoff, attention quickly shifted to floor action. There is just a week between fiscal cutoff and opposite house cutoff on April 17th, so both chambers have been putting in long hours of floor debate and vote. 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 566 bills that made it through last week’s opposite house fiscal cutoff, which means over three-quarters of bills introduced this session have died. And while many bills have failed to make it this far in the process, we are starting to see other bills cross the finish line. Governor Inslee has already signed 16 bills into law and another round of bills will be signed into law one Wednesday this week.

The other looming outstanding business is, of course, the budgets. There are significant differences between the House and Senate operating budgets – both on what is funded and what revenue was included to balance their respective proposals. With just two weeks left in regular session, time is getting tight for the final budgets to be negotiated and voted on by sine die on April 28th.

Upcoming Dates of Note:

- April 17, 2019** Last day to consider (pass) opposite house bills (5 p.m.) (except initiatives and alternatives to initiatives, budgets and matters necessary to implement budgets, differences between the houses, and matters incident to the interim and closing of the session).
- April 28, 2019 Last day allowed for regular session under state constitution.

** After the 94th day, only initiatives, alternatives to initiatives, budgets and matters necessary to implement budgets, matters that affect state revenue, messages pertaining to amendments, differences between the houses, and matters incident to the interim and closing of the session may be considered.

Education

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
<p>Child care/higher education</p> <p><u>2SHB 1303</u> Directs the Department of Children, Youth, and Families to exempt certain full-time students from work requirements for Working Connections Child Care program benefits. This bill passed out of the House with a vote of 90-6 on March 6th and out of the Senate with a vote of 43-4 on April 12th.</p>	S Passed 3rd	Shewmake

Child care access work group

S Passed 3rd

Reeves

[2SHB 1344](#)
(SB 5436)

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. While being considered on the Senate floor, amendments were adopted - this will require the bill to go back to the House for concurrence. The Senate passed the bill 25-20.

Early achievers program

S Passed 3rd

Senn

[E2SHB 1391](#)
(2SSB 5484)

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. This bill was voted out of the House on March 5th with a vote of 96-0 and out of the Senate on April 12th with a vote of 42-3. While in the Senate, amendments were adopted, thus requiring the bill to go back to the House for concurrence.

Day care prof dev compliance

S Passed 3rd

Dent

[HB 1866](#)

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. This bill was voted out of the House on March 5th with a vote of 96-0 and out of the Senate on April 12th with a vote of 47-0. The bill now heads to the Governor's desk.

K-12 education funding

H Rules R

Sullivan

[SHB 2140](#)

K-12 Education Funding Act: This is the House's vehicle for K-12 education funding. In its 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.

Workforce education

H Finance

Hansen

[HB 2158](#)

Establishes a Legislative 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 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 was scheduled for executive session on April 5th but no action was taken.

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.

E2SSB 5091	Special education funding	H 2nd Reading	Wellman	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.
2SSB 5313	K-12 education	S 2nd Reading	Wellman	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.
2SSB 5437 (2SHB 1351)	ECEAP eligibility	H Passed 3rd	Wilson	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.
2SSB 5846 (HB 2104)	International medical grads	H Passed 3rd	Saldaña	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 concur with amended version.
SSB 5851 (SHB 1791)	Vuln. children ed. oport.	H 2nd Reading	Frockt	Enhancing educational opportunities for vulnerable children and youth using funding distributed from the Puget Sound taxpayer accountability account. The RTA counties' authorized uses of the PSTAA distributions are broadened. Permitted expenditures are expanded from "educational services" to improving education outcomes, including programs or facilities for children or youth that are low-income, homeless, or in foster care, or other vulnerable populations. The RTA counties may use PSTAA distributions to start endowments to provide support for improving education outcomes in early learning, K-12, and higher education. This bill passed out of the Senate on March 5th with a vote of 42-2.

Grad. real estate excise taxS Ways &
Means

Rolfes

[SB 5991](#)

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.

Environment**Bill Details****Status****Sponsor****Greenhouse gas/transp. fuels**

S Transportation

Fitzgibbon

[E2SHB
1110 \(SB
5412\)](#)

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.

Energy efficiency

S 2nd Reading

Doglio

[E3SHB
1257 \(2SSB
5293\)](#)

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. The bill has been placed on second reading in the Senate.

Appliance efficiency

S 2nd Reading

Morris

[2SHB 1444
\(2SSB
5115\)](#)

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 standard or test method in order to maintain consistency with other comparable standards in other states. The bill has been placed on second reading in the Senate.

Transp. electrification

S Passed 3rd

Fey

[SHB 1512](#)

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 passed out of the House on March 12th with a vote of 64-33 and out of the Senate on April 10th with a vote of 36-11. The bill now heads to the Governor's desk.

E2SHB 1543 (SSB 5545)	<p>Recycling</p> <p>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 bill has been placed on second reading in the Senate.</p>	S 2nd Reading Mead
ESHB 1569	<p>Product degradability</p> <p>Restricts the labeling and marketing of the degradability of certain products, including plastic products, film bags, food service products, and film products. Empowers the Attorney General, cities, and counties to enforce marketing and labeling requirements. Establishes penalties for violations and a revolving account in the custody of the State Treasurer for state receipts of penalties, for use in enforcement of marketing and labeling requirements. The bill passed out of the House on March 11th with a vote of 60-37 (1 excused). The bill is on second reading in the Senate.</p>	S 2nd Reading Ramos
ESHB 1578 (SSB 5578)	<p>Oil transportation safety</p> <p>Requires a tug escort in Rosario Strait and connected waterways to the east for laden oil tankers of between 5,000 and 40,000 deadweight tons and for articulated tug-barges and certain towed waterborne vessels of at least 5,000 deadweight tons, beginning in 2020. Directs the Board of Pilotage Commissioners (BPC), in consultation with the Department of Ecology (ECY), to adopt tug escort rules by 2025 addressing certain oil tankers of between 5,000 and 40,000 deadweight tons, articulated tug-barges, and towed waterborne vessels or barges of at least 5,000 deadweight tons operating in Puget Sound. Directs the ECY to develop and maintain a model to assess oil spill risks in Washington waters and the oil spill risk reduction potential of an emergency response towing vessel serving waterways located near the San Juan Islands. This bill passed out of the House with a vote of 70-28 and out of the Senate on April 12th with a vote of 32-13. The House will need to concur with changes to the bill made in the Senate.</p>	S Passed 3rd Lekanoff
2SHB 1579	<p>Chinook abundance</p> <p>Implements recommendations of the southern resident killer whale task force related to increasing chinook abundance. This bill passed out of the House on March 7th with a vote of 59-39 and out of the Senate on April 10th with a vote of 26-20.</p>	S Passed 3rd Fitzgibbon
ESSB 5077	<p>Single-use plastic straws</p> <p>Prohibits food service establishments from providing single-use straws except upon customer request. Requires food service establishments that provide straws to provide plastic straws upon request to persons with disabilities. Preempts new local ordinances that restrict single-use plastic straws, beginning January 1, 2020. This bill passed out of the Senate on March 4th with a vote of 27-21 (1 excused). In the House, the bill awaits action by the Rules Committee.</p>	H Rules R Kuderer
	<p>Clean energy</p>	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 for concurrence.

Plastic bags

H 2nd Reading

Das

[ESSB 5323](#)
(2SHB
1205)

Restricts the provision of single-use plastic carryout bags by retail establishments. Authorizes retail establishments to provide recycled content paper carryout bags and reusable bags made of film plastic that meet minimum performance and technical specifications, and establishes a per bag charge to be collected and retained by the retail establishment for those bags. Establishes restrictions related to the labeling of bags as "compostable." Preempts local governments from establishing local carryout bag ordinances. The bill is on second reading in the House.

Plastic packaging

H 2nd Reading

Rolfes

[E2SSB 5397](#)
(HB 1204)

Requires the Department of Ecology to submit a report to the Legislature by October 2020 based on an independent, third-party evaluation and assessment of plastic packaging and of the management and disposal of plastic packaging. The bill is on second reading in the House.

Environ. health disparities

H 2nd Reading

Saldaña

[2SSB 5489](#)

Creates a task force, subject to the availability of funds appropriated for this purpose, to recommend various strategies for incorporating environmental justice principles into how certain agencies discharge their responsibilities. Requires certain state agencies to adopt a cumulative impact analysis tool to identify highly impacted communities. Requires the Department of Health to develop model policies for the implementation of the task force's guidance, if any are issued, related to the use of the cumulative impact analysis tool. The bill is on second reading in the House.

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

Orca whales/vessels

H 2nd Reading

Rolfes

Increases the distance within which a vessel or other object may not approach a southern resident orca whale (orca). Establishes a speed limit of 7 knots within one-half of a nautical mile of an orca. Establishes

commercial whale watching and alternate operator licenses, sets fees for the licenses, and requires the Department of Fish and Wildlife (DFW) to report on the license program. Directs the DFW to convene an independent science panel to analyze the most current and best available science regarding noise impacts to orcas by small vessels and whale watching vessels. Requires the topic of sustainable whale watching to be included in the statewide tourism marketing plan. The bill is on second reading in the House.

SB 5993	Model toxics control program	S Ways & Means	Frockt
Changes the hazardous substance tax (HST) on petroleum products to a volumetric rate of \$2.52 per 42-gallon barrel. Replaces the existing Model Toxics Control Act (MTCA) accounts with operating, capital and stormwater accounts; HST revenue will be allocated 43 percent for operating, 43 percent for capital and 14 percent for stormwater. Adjusts the volumetric rate each year by a fiscal growth factor. Specifies qualifying operating budget programs and capital budget projects for each account. Requires the Governor's proposed and enacted budgets to be accompanied by a report documenting the MTCA expenditures.			

General Government

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
ESHB 1325 (SSB 5378)	Personal delivery devices	S Passed 3rd Kloba
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 bill passed out of the House on April 10th with a vote of 46-0 and now returns to the Senate for concurrence.		
SHB 1403	Municipal B&O tax apportion.	S Passed 3rd Frame
Modifies the apportionment formula for local business and occupation tax. This bill passed out of the House on March 4th with a vote of 96-0 and out of the Senate on April 12th with a vote of 47-0.		
3SHB 1498 (2SSB 5511)	Broadband service	S Rules 2 Hudgins
Establishes the Governor's Statewide Broadband Office. Requires the Public Works Board, in collaboration with the Governor's Statewide Broadband Office, to establish and administer a competitive grant and loan program to promote access to broadband service to unserved areas. Authorizes public utility districts to temporarily provide retail telecommunications services under certain conditions. Authorizes port districts to provide wholesale telecommunications services outside of their district limits. Modifies the state Universal Communications Services Program and extends the program by five years. The bill is on second reading in the Senate.		
HB 1537	Sunshine committee recs.	S Rules 2 Springer
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		
		S Passed 3rd 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 provisions in state law authorizing union security clauses in collective bargaining agreements. Provides procedures for authorizing the deduction of union dues from an employee's pay and for the revocation of such authorization. Modifies the showing of interest required for certification of an exclusive bargaining representative by cross-check for certain public employees. This bill passed out of the House on March 11th with a vote of 57-41 and passed out of the Senate on April 12th with a vote of 25-21. It now heads back to the House for concurrence.

[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.

[SHB 1847](#)

Aircraft noise abatement

S 2nd Reading

Pellicciotti

Expands the dimensions of existing impacted areas established to alleviate and abate the impact of aircraft noise on areas surrounding an airport. This bill passed out of the House on March 4th with a vote of 55-41 and has been placed on second reading in the Senate.

[HB 1918](#)

Community preservation auth.

S Passed 3rd

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. Passed House: 3/9/19, 96-0 and Passed Senate: 4/13/19, 45-0.

[HB 2156](#)

Taxes on asset sales, profit

H Finance

Jenkins

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.

[HB 2157](#)

Tax structure

H Finance

Tarleton

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.

[ESSB 5024](#)

Local taxing districts

H 2nd Reading

Hasegawa

Requires utility districts to disclose the specific rates of local taxes and how those rates are applied on each customer's billing statement: metropolitan municipal corporations; public utility districts; diking, drainage, and sewerage improvement districts; solid waste collection districts; solid waste disposal districts; water-sewer districts; and municipal utility districts. Disclosure requirements may be satisfied as part of a regular billing statement, by bill insert (mailer or other type of communication), or on a

website, if written notice is provided to customers that such information is available online. Billing inserts or mailers must be issued on an annual basis, if no rate change has occurred during the previous 12 months, or within 30 days of the effective date of any subsequent rate change. This bill passed out of the Senate on March 11th with a vote of 46-2. In the House, the bill is on second reading.

<u>SSB 5063</u> (HB 1209)	Ballots, prepaid postage Requires prepaid postage on return envelopes for all elections, with county costs for the postage to be reimbursed by the state. This bill passed out of the Senate on March 5th with a vote of 42-3 and out of the House on April 12th with a vote of 83-10. Concurrence will be needed in the Senate.	H Passed 3rd	Nguyen
<u>SSB 5163</u> (SHB 1135)	Wrongful injury or death 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 was voted out of the Senate on March 5th with a vote 30-17.	H 2nd Reading	Hasegawa
<u>2SSB 5376</u> (2SHB 1854)	Consumer data The language that was included in the version of the bill that was passed out of the Senate has been removed and replaced with intent language while in the House Appropriations Committee. The bill is currently in the Rules Committee.	H Rules R	Carlyle
<u>ESSB 5418</u> (SHB 1359)	Local government procurement 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. This bill was passed out of the Senate on March 8th with a vote of 45-3 (1 excused). In the House, the bill awaits action from the Rules Committee.	H Rules R	Takko
<u>2SSB 5511</u> (3SHB 1498)	Broadband service 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 awaits action from the House Rules Committee.	H Rules R	Wellman
<u>E2SSB 5740</u>	Retirement savings program	H 2nd Reading	Mullet

Requires certain employers to automatically enroll its employees into an individual retirement account in the Secure Choice Retirement Savings Program at the Department of Commerce. The bill is on second reading in the House.

<p>SSB 5861</p>	<p>Legislature/code of conduct</p> <p>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. This bill passed out of the Senate on March 6th with a vote of 29-18. In the House, the bill is on second reading.</p>	<p>H 2nd Reading</p>	<p>Dhingra</p>
<p>SB 5961</p>	<p>WA tax structure</p> <p>Improving the equity and sustainability of Washington's tax structure. This bill sponsored by seven Senate democrats would establish a capital gains tax.</p>	<p>S Ways & Means</p>	<p>Saldaña</p>
<p>SB 5997</p>	<p>Tax preferences</p> <p>Converts the nonresident sales tax exemption to a remittance program. Eliminates the preferential business and occupation tax rate for travel agents and tour operators.</p>	<p>S Ways & Means</p>	<p>Rolfes</p>
<p>SB 5998</p>	<p>Grad. real estate excise tax</p> <p>Imposes a graduated real estate excise tax beginning July 1, 2019.</p>	<p>S Ways & Means</p>	<p>Nguyen</p>

Health Care

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
<p>2SHB 1039</p>	<p>S 2nd Reading</p>	<p>Pollet</p>
<p>Opioid medications/schools</p> <p>Requires high schools in school districts with over 2,000 students, and allows other public schools, to obtain and store opioid overdose medication to assist a person at risk for an opioid-related overdose. Directs the Office of the Superintendent of Public Instruction to develop opioid-related overdose guidelines and training requirements for public schools and school districts. Requires certain public institutions of higher education to develop a plan to maintain and administer opioid overdose medication in residence halls.</p>		
<p>2SHB 1394</p>	<p>S 2nd Reading</p>	<p>Schmick</p>
<p>Behavioral health facilities</p> <p>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.</p>		

Foundational public health servs

C 14 L 19

Robinson

[2SHB 1497](#)
(SB 5732)

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. *This bill was signed into law by Governor Inslee on April 3rd.*

Individual health insurance market

S Rules 2

Cody

[E2SHB 1523](#) (ESSB 5526)

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 in Rules; Senate passed out of House on April 10th.

Medical debt

S 2nd Reading

Jenkins

[SHB 1531](#)
(SB 5530)

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. Passed out of the House on March 1st with a 90-4 vote.

UW behavioral health campus

S Rules 2

Chopp

[E2SHB 1593](#)

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.

Vaccine preventable diseases

S Rules 2

Harris

[EHB 1638](#)

Would repeal the personal belief exemption for the Measles, Mumps & Rubella (MMR) vaccine. The bill passed out of Senate Health & Long Term Care on April 1st and has been referred to Senate Rules for further consideration.

Afford. care act protections

Del to Gov

Davis

[SHB 1870](#)

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.

Adolescent behavioral health

S 2nd Reading

Frame

[E2SHB 1874](#)

Executive action taken in the Senate Committee on Behavioral Health Subcommittee to Health & Long Term Care on March 29 and a public hearing in the Senate Committee on Ways & Means took place on April 3rd. Currently sits within Rules.

<u>ESHB 1879</u> (SB 5806)	Rx drug utilization mngmt	S Passed 3rd	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 the Senate.			
<u>SHB 1930</u>	Expression of breast milk	S Passed 3rd	Doglio
Concerning reasonable accommodation for the expression of breast milk in the workplace. House version has passed out of the Senate.			
<u>SSB 5380</u>	Opioid use disorder	H 2nd Reading	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. Rules Committee relieved of further consideration. Placed on second reading.			
<u>E2SSB 5432</u>	Behavioral health, integrate	H Passed 3rd	Dhingra
Relates to fully implementing behavioral health integration 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. Senate version has passed out of the House.			
<u>E2SSB 5444</u>	Forensic mental health care	H 2nd Reading	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. Senate version placed on Second Reading in the House.			
<u>ESSB 5526</u> (E2SHB 1523)	Individual health ins market	H Passed 3rd	Frockt
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. Senate version passed out of the House; House version is in Senate Rules.			
<u>2SSB 5602</u>	Reproductive health care	H 2nd Reading	Randall
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. Passed out of the Senate on March 7 th . Placed on Second Reading in the House.			

2SSB 5822	Universal health care system	H Rules R	Randall
	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. Currently in House Rules.		

2SSB 5903	Children's mental health	H Passed 3rd	Darneille
	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. Passed out of the House on April 12 th .		

Housing & Homelessness

<u>Bill Details</u>		<u>Status</u>	<u>Sponsor</u>
E2SHB 1105	Home foreclosure/taxes	S Passed 3rd	Orwall
	Modifies home foreclosure provisions regarding the protection of taxpayers. Creates the counselor referral hotline account and the housing counseling activities account. Passed out of the House on March 12th with a vote of 39-48. Passed out of the Senate on April 11 th .		
EHB 1219	Real estate taxes/housing	S Passed 3rd	Walen
	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. House version passed on March 5 th and out of the Senate on April 9 th .		
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. Passed out of the House on March 5th with a 66-32 vote. Public hearing in the Senate Committee on Ways & Means April 3rd.		
ESHB 1453	Residential tenants	S Rules 2	Macri
	Makes a number of changes to the Residential Landlord-Tenant Act, including: affording tenants 14 days (up from three days) to comply with a notice to pay rent or vacate prior to commencement of an unlawful detainer action; defining "rent," and providing that continued tenancy or relief from forfeiture may not be conditioned on the payment of any amount other than rent; and authorizing the use of judicial discretion in unlawful detainer proceedings. Currently in the Senate Rules Committee.		
HB 1657	Homeless youth services	S Passed 3rd	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. Passed out of the Senate on April 10th.

<u>SHB 1724</u>	<p>Public facilities mitigation</p> <p>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. Passed out of the Senate on April 12th.</p>	S Passed 3rd	Santos
<u>HB 1743</u> <u>(SSB 5766)</u>	<p>Prevailing rate of wages</p> <p>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. Passed out of the Senate on March 27th. House concurrence on the Senate amendments -- final passage with the following vote count: yeas, 93; nays, 0; absent, 0; excused, 5. Delivered to the Governor on April 11th.</p>	Del to Gov	Ormsby
<u>SHB 1798</u>	<p>Short-term rentals</p> <p>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. Passed out of House on March 7th and the Senate on April 11th.</p>	S Passed 3rd	Ryu
<u>E2SHB</u> <u>1923</u>	<p>Urban residential building</p> <p>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. Passed out of the Senate on April 13th.</p>	S Passed 3rd	Fitzgibbon
<u>ESSB 5160</u>	<p>Sr's, disab. vets/prop tx ex</p> <p>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.</p>	H Rules R	Dhingra
<u>SSB 5324</u>	<p>Homeless student support</p>	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 of the House on April 12th.

<u>ESB 5334</u>	Common interest ownership	H Passed 3rd	Pedersen
<p>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. Passed off of the House floor on April 4th with a vote count of yeas, 93; nays, 0; absent, 0; excused, 5.</p>			

<u>ESSB 5600</u>	Residential tenants	H Passed 3rd	Kuderer
<p>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. Passed out of Senate March 9th and the House on April 4th.</p>			

<u>ESSB 5812</u>	Accessory dwelling units	H Rules R	Palumbo
<p>Requires cities and counties to adopt ordinances and development and zoning regulations that authorize creating accessory dwelling units within designated urban growth areas. Passed out of the Senate on March 11th. Referred to Rules 2 Review in the House.</p>			

<u>ESSB 5946</u>	SEPA/shelters & encampments	H Rules R	Nguyen
<p>SB 5946 was introduced last and received a public hearing in the Senate Housing Stability & Affordability Committee and then executive action on February 20th, where it passed out of Committee. During the public hearing, the state team spoke to how the legislation would help local jurisdictions permit shelters and encampments as short term or transitional places for the homeless while they await permanent housing, how SEPA review of shelters and encampments can delay the stand up of shelters for as much as six months to a year while adding to the cost. Other stakeholders who testified in support included King County, Housing Alliance, DESC, and the Seattle/King County Coalition on Homelessness. Passed out of Senate March 5th. Referred to Rules 2 Review in the House.</p>			

Public Safety

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
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Rape in the third degree

S Rules 2 Orwall

[SHB 1002](#)

Eliminates the evidentiary requirement that the victim clearly expressed their lack of consent by words or conduct in order to prove rape in the third degree. Passed the House February 7th 96-0 (2 excused). Executive action was taken in the Senate and is passed to the Rules Committee.

Sexual assault kit notice

S 2nd Reading Caldier

[HB 1016](#)
(SB 5910)

Requires 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. Creates a civil penalty of \$2,000 for failure to comply with this requirement. This bill passed out of the House on February 7th with a vote of 96-0 (2 excused). It passed out of Senate Committee unanimously and is on second reading.

Certificates of discharge

S Passed 3rd Hansen

[SHB 1041](#)

Modifies the process for obtaining a certificate of discharge for felony convictions. Expands eligibility criteria for vacating criminal convictions. This bill passed out of the House on March 1st with a vote of 95-0 (3 excused). It passed off the floor of the Senate unanimously April 3rd.

No-contact orders/arrest

C 18 L 19 Entenman

[HB 1055](#)

Authorizing law enforcement to arrest persons in violation of certain no-contact orders involving victims of trafficking and promoting prostitution offenses.

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

S 2nd Reading Jinkins

[HB 1149](#)

HB 1149 clarifies requirements to obtain a sexual assault protection order. This important legislation passed the House floor with a vote of 81 yeas, 14 nays, and 3 excused. The bill responds to the State Supreme Court's decision in *Roake v. Delman*, 189 Wn.2d 775 (2018) by clarifying requirements to obtain a sexual assault protection order.

Sexual assault

S Passed 3rd Orwall

[2SHB 1166](#)

The bill address rape kits need by outlining time frames for testing, provides \$13 million in funding and places a moratorium on the destruction of unreported kits. It is a comprehensive bill that furthers the work WA state has done to address testing of rape kits and enhancing sexual assault responses. The bill was heard in Senate Law and Justice on March 18. All

parties who testified spoke in support of the bill. The bill has a \$13 million fiscal note to pay for a renovation at the Vancouver crime lab to make it a high frequency lab. This will allow for expedited testing of rape kits. If passed, the bill will create time frames for testing and provide monies for the lab renovation, scientists and equipment at the Washington State Patrol Crime Lab. It also funds law enforcement training on victim notification. The bill places a moratorium on the destruction of kits belonging to survivors not yet ready to press charges (unreported kits) and enumerates rights of sexual assault victims. The backlog for our state could be eliminated by 2020. Passed Senate unanimously April 11 and is headed to the Governor's desk.

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 Jenkins

[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 April 11.

Sex offenses/modify SOL

S 2nd
Reading Griffey

[SHB 1231](#)

HB 1231 eliminates or extends the statute of limitations for certain felony sex offenses. This bill passed out of the House on March 6th with a vote of 89-7 (2 excused). It passed to Rules on April 3rd.

Emergency aid/prostitution

S Passed 3rd 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 passed out of the House on March 6th with a vote of 97-0 (1 excused). Passed the Senate 47-0, April 12.

[SHB 1383](#)

Patronizing a prostitute

S Rules 2 Pellicciotti

Raises the classification for any second or subsequent conviction for the crime of patronizing a prostitute from a misdemeanor to a gross misdemeanor. This bill passed out of the House on March 6th with a vote of 97-0 (1 excused). It was voted out of Senate Law and Justice on April 2.

Pistol sales or transfers

S 2nd
Reading

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. The Senate bill was heard in Civil Rights & Judiciary. The Washington State Patrol was the only testifier. 4 people were signed in-in support. There was no opposition. Executive action was taken March 28 and the bill is on second reading.

Impaired driving

S 2nd
Reading

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. This bill passed out of the House on March 13th with a vote of 96-0 (2 excused). It is on second reading.

Domestic violence

S Passed 3rd

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

S Passed 3rd

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. This bill passed out of the House on March 6th with a vote of 98-0 and passed out of the Senate on April 12th 41-0.

Bias-based criminal offenses

S Passed 3rd

Valdez

[ESHB 1732](#)

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.

	Firearms/undetectable, etc.	S 2nd Reading	Valdez
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[SHB 1739](#) 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 was voted out of Senate Law and Justice on a party line vote.

	Arrest & jail alternatives	S Rules 2	Lovick
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[2SHB 1767](#) 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.

	Protection, etc. orders	S Passed 3rd	Jinkins
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[SHB 1786](#) 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 out of the House on March 5th with a vote of 56-42.

	Marijuana retailer penalties	S Rules 2	Pettigrew
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[HB 1792](#) 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.

	Firearm background checks	Del to Gov	Hansen
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[SHB 1949](#) 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 and is headed to the Governor's desk.

HB 2129	Harassment	S Law & Justice	Stokesbary
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Changes the name of the crime of "Cyberstalking" to "Cyber Harassment" and narrows the type of conduct that is criminalized under the offense; makes changes to the elements of the crime of Stalking to include placing another person under electronic surveillance and intending to unlawfully surveil another person; and modifies the circumstances in which Cyber Harassment and Stalking offenses elevate from a gross misdemeanor to a felony. This bill passed out of the House on March 5th with a vote of 98-0. It was heard in Law and Justice on March 26.

Extreme risk protect. orders

H Passed
3rd

Frockt

[ESSB 5027](#)

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.

Invol. treatment procedures

H Passed
3rd

Kuderer

[SSB 5181](#)

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, 26-29. Passed House April 10, 55-46.

Incomp. for trial/firearms

H Passed
3rd

Dhingra

[SB 5205](#)

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.

Death penalty elimination

H 2nd
Reading

Carlyle

[SB 5339](#)
(HB 1488)

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. Passed Senate: February 15, 28-19.

Concealed pistol licenses

H Passed
3rd

Palumbo

[SB 5508](#)
(HB 1464)

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.

Marijuana misdemeanors

H 2nd
Reading

Nguyen

[SB 5605](#)
(SHB 1500) 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. It passed the Senate March 11th, 29-19. The bill passed out of Appropriations April 8 and is on second reading.

Sexual assault/adjust SOLs

S Pres
Signed

Dhingra

[SB 5649](#)

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.

Safety Net & Civil Rights

Bill Details

Status

Sponsor

Certificates of discharge

S Passed 3rd

Hansen

[SHB 1041](#)

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.

Domestic violence/workplace

S Labor &
Commer

Mosbrucker

[EHB 1056](#)

Creates a Joint Legislative Task Force on domestic violence and workplace resources to identify the role of the workplace in helping to curb domestic violence. The Task Force would include one member from each of the four caucuses in the House of Representatives (House) and Senate, two of whom serve as co-chairs; one member representing each of the following: Association of Washington Business; National Federation of Independent Business; Washington Hospitality Association; Washington Retail Association; Washington State Labor Council; Washington Coalition of Sexual Assault Programs; Washington Coalition Against Domestic Violence; and a federally recognized tribe; a business owner; a survivor of domestic violence; and up to two additional members. Passed House March 6, 97-0.

Health care employees

S Rules 2

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 Rules 2

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.

Working families' tax credit

H Finance

Entenman

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.

[HB 1527](#)
(SB 5810)

Fruits and vegetables access

S 2nd Reading

Riccelli

Creates the Fruit and Vegetable Incentives Program at the Department of Health. Passed House March 4, 82-14.

[SHB 1587](#)
(SB 5583)

Consumer debt

S 2nd Reading

Reeves

Changes the post judgment interest rate for unpaid consumer debt to 9 percentage points above the prime rate, unless the judgment interest rate is specified in the contract. Increases the bank account and wage garnishment exemptions for judgments on consumer debt. Modifies the writs and forms for garnishment and continuing lien on earnings to specify whether a writ is for consumer debt, and outlines debtor exemption rights for consumer debt. Passed House: 3/01/19, 72-22.

[SHB 1602](#)

Agency employees/harassment

S Rules 2

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 House: 3/7/19, 98-0.

[ESHB 1692](#)

Wage and salary information

S Passed 3rd

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: 3/9/19, 56-40. Passed Senate: 4/12/19, 37-10

[ESHB 1696](#)

Subminimum wage/disabilities

S 3rd Reading

Frame

[EHB 1706](#)
[\(SB 5753\)](#) Eliminates special certificates that allow an employer to pay below the minimum wage to workers with disabilities. Passed House: 3/11/19, 81-17.

[HB 1730](#)
Payment/limitations period S 2nd Reading 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. Passed House: 3/1/19, 94-0.

[HB 1906](#)
[\(SB 5868\)](#) **Dolores Huerta day** C 10 L 19 Ortiz-Self
Recognizing the tenth day of April as Dolores Huerta day.

[EHB 2020](#)
[\(SB 5929\)](#) **Employment investigations** S 2nd Reading Dolan
Protects victims and encourages people report reporting of sexual harassment and employment discrimination by exempting the names of complainants, other accusers and witnesses from public disclosure. Passed House: 3/5/19, 97-1.

[ESSB 5035](#)
[\(SHB 1072\)](#) **Prevailing wage laws** H Passed 3rd 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.

[ESB 5165](#) **Discrimination/immigration** H 2nd Reading Saldaña
The Washington Law Against Discrimination is expanded to prohibit discrimination based on a person's citizenship or immigration status, unless differential treatment on the basis of citizenship or immigration status is authorized by federal or state law, regulation, or government contract.

[SB 5207](#) **Felony voting rights notices** Del to Gov Dhingra
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. Delivered to the Governor April 12.

[ESSB 5258](#)
[\(HB 1728\)](#) **Isolated worker protection** H Passed 3rd Keiser
Heard on March 19 in House and Workplace Standards seeks to protect isolated workers from sexual assault and harassment by requiring certain employers of isolated workers to adopt sexual harassment policies, provide sexual harassment training to all staff and supervisors, and provide panic buttons to staff workers who work alone or without other employees present in the area. Survivors, employees, unions, and employer spoke in support to the bill. Passed the Senate 57-35 on April 10.

[E2SSB 5356](#)
[\(HB 2065\)](#) **LGBTQ commission** H Passed 3rd Wilson
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 Senate: 3/06/19, 34-14. Passed the House: 4/12/19, 67-28.

<p>ESB 5429 (SHB 1246)</p>	<p>Referred and diverted youth</p> <p>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. Passed Senate: 2/20/19, 48-0. Passed House: 4/12/19, 94-0.</p>	<p>H Passed 3rd</p>	<p>Nguyen</p>
<p>ESSB 5478 (ESHB 1450)</p>	<p>Noncompetition covenants</p> <p>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 Senate March 5, 30-18.</p>	<p>H 2nd Reading</p>	<p>Liias</p>
<p>E2SSB 5497 (2SHB 1815)</p>	<p>Immigrants in the workplace</p> <p>Keep Washington Working Act: Establishing a statewide policy supporting Washington state's economy and immigrants' role in the workplace. 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. Passed Senate March 7, 30-16. Passed House on April 12, 57-38.</p>	<p>H Passed 3rd</p>	<p>Wellman</p>
<p>SB 5640</p>	<p>Youth courts</p> <p>Expands the jurisdiction of youth courts to include juveniles aged twelve to seventeen. Expands the jurisdiction of youth courts to include civil infractions. Passed Senate: 3/08/19, 48-0.</p>	<p>H 2nd Reading</p>	<p>Holy</p>

Transportation

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>
<p>ESHB 1772 (SSB 5751)</p>	<p>S Passed 3rd</p>	<p>Macri</p>
<p>Motorized foot scooters</p> <p>Modifies the definition of motorized foot scooter. Prohibits persons under sixteen years of age from operating motorized foot scooters, unless permitted by a local government. Authorizes local governments to regulate motorized foot scooters, and scooter share programs, subject to certain requirements and limitations. The bill passed out of the Senate on April 12th with a vote of 35-7. It will need to go back to the House for concurrence.</p>		
<p>Auto. traffic safety cameras</p>	<p>H 2nd Reading</p>	<p>Fitzgibbon</p>

**[SHB 1793](#)
(SB 5789)**

Expands authorization for the use of automated traffic safety cameras to the following violations in cities with populations greater than 500,000 people: Stopping When Traffic Obstructed; stopping at intersection or crosswalk; public transportation only lane; and stopping, standing, and parking at locations restricted for emergency response vehicle entry or exit or the boarding or disembarking of public transportation vehicles, including public ferries. The bill was placed on second reading on April 10th.

Green transportation

H Finance

Fey

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 moved out the House Transportation Committee and has been referred to the Finance Committee.

[SHB 2042](#)

Electric transportation

S Ways &
Means

Palumbo

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 0.0025. 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.

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

Pedestrian, etc. safety

H Passed 3rd

Saldaña

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

**[SSB 5723](#)
(ESHB
1966)**

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.