



# DIGEST SUPPLEMENT

To Legislative Digest and History of Bills  
Supplement No. 14\*

FIFTY-EIGHTH LEGISLATURE

Friday, January 31, 2003

19th Day - 2003 Regular

## SENATE

SB 5427-S	SB 5572
SB 5556	SB 5573
SB 5557	SB 5574
SB 5558	SB 5575
SB 5559	SB 5576
SB 5560	SB 5577
SB 5561	SB 5578
SB 5562	SB 5579
SB 5563	SB 5580
SB 5564	
SB 5565	
SB 5566	
SB 5567	
SB 5568	
SB 5569	
SB 5570	
SB 5571	

## HOUSE

HB 1053-S	HB 1566
HB 1214-S	HB 1567
HB 1551	HB 1568
HB 1552	HB 1569
HB 1553	HB 1570
HB 1554	HB 1571
HB 1555	HB 1572
HB 1556	HB 1573
HB 1557	HB 1574
HB 1558	HB 1575
HB 1559	HB 1576
HB 1560	HB 1577
HB 1561	
HB 1562	
HB 1563	
HB 1564	
HB 1565	

## LIST OF BILLS IN DIGEST SUPPLEMENTS

### SENATE

SB 5000	Supp. 1	SB 5032	Supp. 1
SB 5001	Supp. 1	SB 5033	Supp. 1
SB 5002	Supp. 1	SB 5034	Supp. 1
SB 5003	Supp. 1	SB 5035	Supp. 1
SB 5004	Supp. 1	SB 5036	Supp. 1
SB 5005	Supp. 1	SB 5037	Supp. 1
SB 5006	Supp. 1	SB 5038	Supp. 1
SB 5007	Supp. 1	SB 5039	Supp. 1
SB 5008	Supp. 1	SB 5040	Supp. 1
SB 5009	Supp. 1	SB 5041	Supp. 1
SB 5010	Supp. 1	SB 5042	Supp. 1
SB 5011	Supp. 1	SB 5043	Supp. 1
SB 5012	Supp. 1	SB 5044	Supp. 1
SB 5013	Supp. 1	SB 5044-S	Supp. 10
SB 5014	Supp. 1	SB 5045	Supp. 1
SB 5015	Supp. 1	SB 5046	Supp. 1
SB 5016	Supp. 1	SB 5047	Supp. 1
SB 5017	Supp. 1	SB 5048	Supp. 1
SB 5018	Supp. 1	SB 5049	Supp. 1
SB 5019	Supp. 1	SB 5050	Supp. 1
SB 5020	Supp. 1	SB 5051	Supp. 1
SB 5021	Supp. 1	SB 5052	Supp. 1
SB 5022	Supp. 1	SB 5053	Supp. 1
SB 5023	Supp. 1	SB 5054	Supp. 1
SB 5024	Supp. 1	SB 5055	Supp. 1
SB 5025	Supp. 1	SB 5056	Supp. 1
SB 5026	Supp. 1	SB 5057	Supp. 1
SB 5027	Supp. 1	SB 5058	Supp. 1
SB 5028	Supp. 1	SB 5059	Supp. 1
SB 5029	Supp. 1	SB 5060	Supp. 1
SB 5030	Supp. 1	SB 5061	Supp. 1
SB 5031	Supp. 1	SB 5062	Supp. 1

### HOUSE

HB 1000	Supp. 1	HB 1028	Supp. 1
HB 1001	Supp. 1	HB 1029	Supp. 1
HB 1001-S	Supp. 10	HB 1030	Supp. 1
HB 1002	Supp. 1	HB 1031	Supp. 1
HB 1003	Supp. 1	HB 1032	Supp. 1
HB 1004	Supp. 1	HB 1033	Supp. 1
HB 1005	Supp. 1	HB 1033-S	Supp. 11
HB 1006	Supp. 1	HB 1034	Supp. 1
HB 1007	Supp. 1	HB 1035	Supp. 1
HB 1008	Supp. 1	HB 1036	Supp. 1
HB 1009	Supp. 1	HB 1037	Supp. 1
HB 1010	Supp. 1	HB 1038	Supp. 1
HB 1011	Supp. 1	HB 1039	Supp. 1
HB 1012	Supp. 1	HB 1040	Supp. 1
HB 1013	Supp. 1	HB 1041	Supp. 2
HB 1013-S	Supp. 10	HB 1042	Supp. 2
HB 1014	Supp. 1	HB 1043	Supp. 2
HB 1015	Supp. 1	HB 1044	Supp. 2
HB 1016	Supp. 1	HB 1045	Supp. 2
HB 1017	Supp. 1	HB 1046	Supp. 2
HB 1018	Supp. 1	HB 1047	Supp. 2
HB 1019	Supp. 1	HB 1048	Supp. 2
HB 1019-S	Supp. 11	HB 1049	Supp. 2
HB 1020	Supp. 1	HB 1050	Supp. 2
HB 1021	Supp. 1	HB 1051	Supp. 2
HB 1021-S	Supp. 11	HB 1052	Supp. 2
HB 1022	Supp. 1	HB 1053	Supp. 2
HB 1023	Supp. 1	HB 1053-S	Supp. 10
HB 1024	Supp. 1	HB 1054	Supp. 2
HB 1025	Supp. 1	HB 1055	Supp. 2
HB 1026	Supp. 1	HB 1056	Supp. 2
HB 1027	Supp. 1	HB 1057	Supp. 2

\*To be discarded upon receipt of Edition No. 1 of the Legislative Digest and History of Bills

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**House Bills**

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**HB 1053-S** by House Committee on State Government (originally sponsored by Representatives Miloscia, Armstrong, Haigh, Simpson, Schoesler, Quall, O'Brien, Kirby, Cox, Eickmeyer, Berkey, McCoy, Ruderman, Hatfield, Sullivan, Morris, Linville, Ahern, Veloria, Bush, Conway, Dickerson, Lovick, Fromhold, Dunshee, Gombosky, Kenney, Kagi, Schual-Berke and Campbell)

Enhancing government accountability.

(AS OF HOUSE 2ND READING 1/29/03)

Creates the citizen oversight board to improve efficiency, effectiveness, and accountability in state government.

Directs the citizen oversight board to establish an annual assessment and performance grading program. The program shall consist of conducting annual performance assessments and grading state agency performance. Assessments shall be implemented on a phased-in schedule. Initial areas to be assessed shall include quality management, productivity and fiscal efficiency, program effectiveness, contract management and oversight, internal audit, internal and external customer satisfaction, statutory and regulatory compliance, and technology systems and on-line services.

Directs the board to submit the results of the assessment and grading program to the governor, the office of financial management, appropriate legislative committees, and the public by December 15th of each year. The results of the annual assessments and performance grading shall be posted on the internet.

Requires the board and the state auditor to work together regarding performance audits of state government.

Provides that the state auditor shall contract out for performance audits. In conducting the audits, agency front-line employees and internal auditors should be involved. The audits may include an evaluation of: (1) Identification of programs and services that can be eliminated, reduced, consolidated, or enhanced;

(2) Identification of funding sources to the state agency, to programs, and to services that can be eliminated, reduced, consolidated, or enhanced;

(3) Analysis of gaps and overlaps in programs and services and recommendations for improving, dropping, blending, or separating functions to correct gaps or overlaps;

(4) Analysis and recommendations for pooling information technology systems used within the state agency, and evaluation of information processing and telecommunications policy, organization, and management;

(5) Analysis of the roles and functions of the state agency, its programs, and its services and their compliance with statutory authority and recommendations for eliminating or changing those roles and functions and ensuring compliance with statutory authority;

(6) Recommendations for eliminating or changing statutes, rules, and policy directives as may be necessary to ensure that the agency carry out reasonably and properly those functions vested in the agency by statute;

(7) Verification of the reliability and validity of agency performance data, self-assessments, and performance measurement systems as required under RCW 43.88.090;

(8) Identification of potential cost savings in the state agency, its programs, and its services;

(9) Identification and recognition of best practices;

(10) Evaluation of planning, budgeting, and program evaluation policies and practices;

(11) Evaluation of personnel systems operation and management;

(12) Evaluation of state purchasing operations and management policies and practices; and

(13) Evaluation of organizational structure and staffing levels, particularly in terms of the ratio of managers and supervisors to nonmanagement personnel.

Provides that the citizen oversight board created in this act and its powers and duties shall be terminated June 30, 2010.

Provides that the act shall be null and void if appropriations are not approved.

**-- 2003 REGULAR SESSION --**

Jan 23 SG - Majority; 1st substitute bill be substituted, do pass.

Jan 27 Rules suspended.

Placed on second reading.

Jan 29 1st substitute bill substituted.

Floor amendment(s) adopted.

Rules suspended. Placed on Third Reading.

Third reading, passed: yeas, 97; nays, 0; absent, 1.

**- IN THE SENATE -**

Jan 30 Held on first reading.

**HB 1214-S** by House Committee on Health Care (originally sponsored by Representatives Cody, Pflug, Conway, Cooper, McCoy, Berkey, Veloria, Schual-Berke, Bush, Lovick, Hunt, Campbell, Kirby, Hudgins, Dickerson, Pettigrew, Pearson, Wood, Fromhold, Upthegrove, Schindler, McDermott, Wallace, Rockefeller, Morrell, Simpson, Anderson, McMahan, Darneille, Chase, Woods and Clements; by request of Governor Locke)

Creating the prescription drug quality improvement and purchasing board.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to: (1) Develop a comprehensive prescription drug education and utilization system in Washington state that will ensure best prescribing practices and pharmaceutical use, reduce administrative burdens on providers, increase consumer understanding of and compliance with appropriate use of prescription drugs, help to control increases in consumer and state health care spending, and improve prescription drug purchasing through a sound evidence-based process that evaluates the therapeutic value and cost-effectiveness of prescription drugs; and

(2) Develop a program to promote access to affordable prescription drug coverage to low-income aged or disabled persons who do not otherwise have adequate coverage to purchase necessary and appropriate prescription drugs.

Creates the prescription drug quality improvement and purchasing board within the authority.

Establishes a program to be known as the medicaid prescription drug assistance program. Neither the benefits of, nor eligibility for, the program is considered to be an entitlement. To the extent funds are appropriated specifically for this purpose, and subject to any conditions placed on appropriations made for this purpose, the department shall design and administer the medicaid prescription drug assistance program.

Requires the administrator to, directly or by interagency agreement or contract, establish and operate a statewide senior prescription drug information clearinghouse. The clearinghouse shall: (1) Promote access to necessary prescription drugs for persons over age sixty-five who reside in Washington state;

(2) Make information available on a statewide basis regarding private and public programs that provide financial assistance to seniors for the purchase of prescription drugs;

(3) Provide educational information about the preferred drug list and methods to purchase prescription drugs most cost-effectively and efficiently, including information about generic drugs and the potential for dangerous drug interactions; and

(4) Provide individual education and assistance regarding prescription drug financial assistance programs.

Provides that, prior to July 1, 2005, the administrator shall provide for an evaluation of the effectiveness and potential continuation of the clearinghouse.

Declares that nothing in this act preempts state-owned or managed hospitals licensed under chapter 70.41 RCW from aggregate purchasing through other programs. These hospitals may choose to participate in the preferred drug list program under this act if drugs can be obtained at lower cost.

Declares that the therapeutic consultation service operated by the department of social and health services, with the exception of the intensive benefits management and academic detailing components of the program, expires on July 1, 2004.

**-- 2003 REGULAR SESSION --**

- Jan 23 HC - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.
- Jan 27 Referred to Appropriations.
- Jan 29 APP - Executive action taken by committee.
- Jan 30 APP - Majority; 2nd substitute bill be substituted, do pass.  
Minority; do not pass.

**HB 1551** by Representatives Anderson, Pflug, Cairnes, Roach, Nixon and McMahan

Electing regional transit authority boards.

Establishes provisions for the election of regional transit authority boards.

**-- 2003 REGULAR SESSION --**

- Jan 30 First reading, referred to Transportation.

**HB 1552** by Representative Kirby

Authorizing state and local use taxes on electricity consumption.

Authorizes state and local use taxes on electricity consumption.

**-- 2003 REGULAR SESSION --**

- Jan 30 First reading, referred to Technology, Telecommunications & Energy.

**HB 1553** by Representatives Kirby, Flannigan, Dunshee, Ruderman, Armstrong, Anderson, Shabro, Rockefeller, Sullivan, Kenney, Schual-Berke, Simpson, Darneille, Dickerson, Moeller and Kagi

Requiring automated telephonic political ads to contain the sponsor's name and phone number at the beginning of the message.

Provides that all automated telephonic political advertising, whether relating to candidates or ballot propositions, shall include the sponsor's name and phone number at the beginning of the phone message.

**-- 2003 REGULAR SESSION --**

- Jan 30 First reading, referred to State Government.

**HB 1554** by Representatives Pettigrew, Voloria, Darneille, O'Brien, Upthegrove, Miloscia, Cody, Hunt, Chase, Simpson, Haigh, McDermott, Flannigan, Kagi, Sullivan, Kenney, Schual-Berke, McCoy and Santos

Concerning food stamp eligibility.

Finds that it is important in these dire economic times to maximize federal food assistance funding to low-income individuals.

Provides that, pursuant to 21 U.S.C. 862a(d)(1), the department shall exempt individuals from the eligibility restrictions of 21 U.S.C. 862a(a)(2) to ensure eligibility for federal food assistance.

**-- 2003 REGULAR SESSION --**

- Jan 30 First reading, referred to Children & Family Services.

**HB 1555** by Representative McIntire

Providing an alternative source of funding for schools.

Provides that a school district may take a one-time election requesting the county or counties in which the school district is located to impose an excise tax on the sale of real property in lieu of regulatory impact fees.

Declares that no revenue generated by a school district's selection under the terms of this act count against the school district's eligibility for state local effort assistance funds, or the allocation and distribution of funds, as provided in chapter 28A.500 RCW.

**-- 2003 REGULAR SESSION --**

- Jan 30 First reading, referred to Education.

**HB 1556** by Representatives Moeller, Orcutt, Boldt and Fromhold

Authorizing one additional district court judge for Clark county.

Authorizes one additional district court judge for Clark county.

**-- 2003 REGULAR SESSION --**

- Jan 30 First reading, referred to Judiciary.

**HB 1557** by Representatives McDermott, Ericksen, Simpson, Armstrong, Lovick, Campbell, Sullivan, Dickerson, Cody and Santos

Collecting voter-approved taxes by a city transportation authority.

Authorizes the city transportation authority to be dissolved by a vote of the people residing within the boundaries of the authority if the authority is faced with

significant financial problems. However, the authority may covenant with holders of its bonds that it may not be dissolved and shall continue to exist solely for the purpose of continuing to levy and collect any taxes or assessments levied by it and pledged to the repayment of debt and to take other actions, including the appointment of a trustee, as necessary to allow it to repay any remaining debt.

Declares it is a violation of chapter 35.95A RCW for any resident of the authority area to register a motor vehicle owned by the resident outside the authority area where the registration is for the purpose of evading the collection of the special excise tax levied by the authority for the privilege of using a motor vehicle under RCW 35.95A.080(1).

Provides that, when a violation of this chapter occurs, the resident of the authority area is subject to a civil penalty equal to three times the amount of the evaded special excise tax.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Transportation.

**HB 1558** by Representatives Lovick, Delvin, Simpson, McDonald, Ericksen, Fromhold, Murray, Pearson, Wallace, Rockefeller, Sullivan, Holmquist, Dickerson, O'Brien, Flannigan, Romero, Hudgins, Cooper, Bush, Kenney and Condotta

Creating a law enforcement memorial license plate.

Creates a law enforcement memorial license plate.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Transportation.

**HB 1559** by Representatives Hunt, Jarrett, Schual-Berke, Nixon, McDermott, Rockefeller, Kenney and Simpson

Including technology costs in basic education.

Declares that the funding formula adopted by the legislature shall not mandate the nature or type of educational technology purchased by school districts, but the funds shall be used solely for this purpose.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Education.

**HB 1560** by Representatives Hunt, Wallace, Armstrong, Miloscia, Schual-Berke, Rockefeller, Upthegrove, Hudgins, Kenney, Cody and Moeller

Changing deadlines for election ballots delivered by mail.

Provides that, if mailed, a ballot must be delivered to the office of the county auditor not later than the date of the primary or election. Otherwise, the ballot must be deposited at the office of the county auditor or the designated place of deposit not later than 8:00 p.m. on the date of the primary or election.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to State Government.

**HB 1561** by Representatives Orcutt, Kagi, Pettigrew and Boldt; by request of Department of Social and Health Services

Eliminating certain department of social and health services' reporting requirements.

Eliminates certain department of social and health services' reporting requirements.

Repeals RCW 74.09.310, 74.09.320, 13.40.430, and 72.23.450.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Children & Family Services.

**HB 1562** by Representatives Lovick, Jarrett, Wallace, Ericksen, Dickerson, Flannigan, Murray, Edwards and Anderson

Allowing release of bus drivers' driving abstracts to employers.

Authorizes release of bus drivers' driving abstracts to employers.

Provides that release of a certified abstract of the driving record of a currently employed or prospective transit operator does not require a signed statement by either the employee or prospective employee, or by the employer, prospective employer, or their agent.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Transportation.

**HB 1563** by Representatives Lantz, Delvin, Dickerson, Carrell, Upthegrove, Talcott, Kessler, Kagi, McDermott, Lovick, Moeller, Morrell, Murray, Pettigrew, Berkey, Kenney and Santos

Providing a procedure for court-ordered contact with a child for nonparents.

Affirms that parents have a paramount right to raise their minor children.

Recognizes that this paramount right must be considered in conjunction with a minor child's interest in maintaining the strong emotional bonds with others that the child has developed and relies upon.

Authorizes a nonparent to initiate a court proceeding for contact with a child by filing a verified application to obtain court-ordered contact when all of the following criteria are satisfied: (1) The applicant is an individual with a parent-like relationship with the child. To satisfy this criterion, the applicant must show that: (a) His or her relationship with the child has been parental in nature for a substantial period of time; (b) A parent or custodian of the child consented to or allowed the formation and establishment of the relationship or the relationship was formed as a result of the unavailability or inability of any legal parent to perform caretaking functions; and (c) His or her relationship with the child is beneficial; and

(2) A parent or custodian has substantially interfered with the applicant's relationship with the child and the applicant has unsuccessfully attempted to resolve any disagreement with the parent or custodian before going to court.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Juvenile Justice & Family Law.

**HB 1564** by Representatives Alexander, Fromhold, Mielke, Kessler and Buck

Clarifying county treasurer fiscal provisions.  
Clarifies county treasurer fiscal provisions.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to Local Government.

**HB 1565** by Representatives Alexander and Hunt

Funding the Sandman Foundation.  
Provides funding to the maritime historic restoration and preservation activities of the Sandman Foundation.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to Transportation.

**HB 1566** by Representative Alexander

Modifying record retention provisions for county auditors.  
Provides that the auditor may retain all claims, bills, and associated records referenced in this act in an electronic format sufficient for the conduct of official business.

Declares that, for the purposes of this act, "claims" shall exclude claims filed against the county in accordance with the provisions of chapter 4.96 RCW.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to Local Government.

**HB 1567** by Representatives Alexander, Romero, Clements, DeBolt, Skinner, Hunt, Rockefeller, Eickmeyer, Woods, Haigh, Chandler, Newhouse and McMahan

Allowing counties with a population greater than two hundred thousand to use alternate public works contracting.  
Authorizes counties with a population greater than two hundred thousand to use alternate public works contracting.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to State Government.

**HB 1568** by Representatives Darneille, Pflug, Cody, Campbell, Schual-Berke, Alexander and Skinner

Modifying physician assistant provisions.  
Provides that physician assistants practicing with physician supervision as required by chapters 18.57A and 18.71A RCW may execute the certificate required by RCW 51.28.020(1).

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to Health Care.

**HB 1569** by Representatives Armstrong, Haigh, Nixon, Miloscia, Tom, McDermott, Shabro and Benson

Excluding certain information supplied by a bidder on a public bid from public disclosure.  
Excludes financial and commercial information supplied by or on behalf of a bidder pursuant to a public bid, other than the bid itself, when the information is marked

privileged and confidential by the bidder, including but not limited to financial and commercial information supplied pursuant to a public entity's request for escrow bid documents. Bidder includes any general contractor, subcontractor, or supplier that submits information pursuant to a public entity's request.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to State Government.

**HB 1570** by Representatives Kessler, Kenney, Holmquist, Hudgins and Santos

Creating the position of poet laureate.  
Provides that the poet laureate shall engage in activities to promote and encourage poetry within the state, including but not limited to a minimum of twenty readings, workshops, lectures, and/or presentations for Washington educational institutions and communities in geographically diverse areas over a two-year term.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to State Government.

**HB 1571** by Representatives Holmquist, Dickerson, Delvin, Upthegrove, Pettigrew, Hinkle, Priest, Condotta, Kristiansen, Orcutt, Rockefeller, Bush, McCoy and Clements

Enhancing enforcement of child support obligations.  
Finds that the duty of child support to provide for the needs of dependent children, including their necessary food, clothing, shelter, education, and health care, should not be avoided because of where an obligor resides.

Provides that a person owing a duty of child support who chooses to engage in behaviors that result in the person becoming incarcerated should not be able to avoid child support obligations.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to Juvenile Justice & Family Law.

**HB 1572** by Representatives Kirby, Newhouse, Moeller, Campbell, Fromhold, Hinkle and Condotta

Increasing small claims judgments upon failure to pay.  
Requires payment of any other costs incurred by the prevailing party to enforce the judgment, including but not limited to reasonable attorneys' fees.

-- 2003 REGULAR SESSION --

Jan 30 First reading, referred to Judiciary.

**HB 1573** by Representatives Kirby, Newhouse, Moeller, Campbell, Morrell, Fromhold and Hinkle

Requiring additional information to be provided with ex parte temporary orders for protection.  
Requires that the ex parte order and notice of hearing must include at a minimum the date and time of the hearing set by the court to determine if the temporary order should be made effective for not more than one year, and notice that if the respondent fails to appear or otherwise not respond, an

order for protection will be issued against the respondent under chapter 26.50 RCW, for not more than one year from the date of the hearing. The notice must also include a brief statement of the provisions of the ex parte order and notify the respondent that a copy of the ex parte order and notice of hearing has been filed with the clerk of the court.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Judiciary.

**HB 1574** by Representatives Conway, Cooper and Fromhold

Applying RCW 41.56.430 through 41.56.490 to employees working under a site certificate issued under chapter 80.50 RCW.

Provides that, in addition to the classes of employees listed in RCW 41.56.030(7), the provisions of RCW 41.56.430 through 41.56.490 are also applicable to operating and maintenance employees of an agency that, on the effective date of this act, is operating a commercial nuclear power plant under a site certificate issued under chapter 80.50 RCW.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Commerce & Labor.

**HB 1575** by Representatives Conway, DeBolt, Cooper, Fromhold, Crouse, Orcutt, Hudgins, Campbell, Berkey and Kenney

Expanding membership of the electrical board by appointment of one outside line worker.

Expands membership of the electrical board by appointment of one outside line worker.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Commerce & Labor.

**HB 1576** by Representatives Campbell, Kirby, Newhouse and Moeller

Revising provisions relating to dismissal of citations for failure to provide proof of insurance.

Revises provisions relating to dismissal of citations for failure to provide proof of insurance.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Judiciary.

**HB 1577** by Representatives Lovick, Delvin, Moeller, Blake and Simpson

Prescribing restricted drivers' licenses for alcohol violators.

Provides that the person whose license or privilege has been suspended, revoked, or denied may apply to the department for issuance of a restricted driver's license under RCW 46.20.391 upon furnishing to the department proof that an approved ignition interlock or other approved biological or technical device has been installed on his or her vehicle.

Requires the person to maintain the approved device on his or her vehicle and operate only that vehicle that is

equipped with an approved device throughout the term of the suspension, revocation, or denial.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Judiciary.

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**Senate Bills**

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**SB 5427-S** by Senate Committee on Ways & Means (originally sponsored by Senators Rossi, Benton, Hewitt, Zarelli, Johnson, Stevens, McCaslin, Morton, Hale, Mulliken, Parlette, Roach, Schmidt, Brandland, Sheahan, Esser and Oke)

Controlling state expenditures.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises provisions relating to the state expenditure limit.

Repeals RCW 43.33A.220 and 43.135.051.

**-- 2003 REGULAR SESSION --**

Jan 29 WM - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Passed to Rules Committee for second reading.

**SB 5556** by Senators Swecker, Kohl-Welles, Carlson, Kline, Finkbeiner, Brown and Keiser

Authorizing instant runoff voting.

Declares that "instant runoff voting" means a system of voting whereby voters may rank three or more candidates for the same office in order of preference, so that voters may indicate a first choice, a second choice, and so on for as many of the candidates for the office as they wish, up to the maximum number of choices allowed.

Provides that, in general, instant runoff counting proceeds in the following manner: First by counting all votes. If a candidate receives a majority of votes he or she is elected. If no candidate receives a majority on the first or any subsequent stage then the last place candidate at each stage is eliminated. The next choices on ballots for an eliminated candidate become votes for the candidates indicated in those choices, and this process continues until all but one candidate has been eliminated.

Repeals RCW 29.30.085.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Government Operations & Elections.

**SB 5557** by Senators Kastama, Carlson, Poulsen, Winsley and Deccio

Modifying property tax revenue limit provisions.

Amends RCW 84.55.050 relating to voter-approved increases in excess of the property tax revenue limit.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Government Operations & Elections.

**SB 5558** by Senators Mulliken, Swecker, Johnson and Stevens

Providing an alternative source of funding for schools.

Provides that a school district may take a one-time election requesting the county or counties in which the school district is located to impose an excise tax on the sale of real property in lieu of regulatory impact fees.

Declares that no revenue generated by a school district's election under the terms of this act count against the school district's eligibility for state local effort assistance funds, or the allocation and distribution of funds, as provided in chapter 28A.500 RCW.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Education.

**SB 5559** by Senators Finkbeiner, Kohl-Welles, Swecker, Jacobsen, Kastama, Haugen, Poulsen, Benton and Esser

Collecting voter-approved taxes by a city transportation authority.

Authorizes the city transportation authority to be dissolved by a vote of the people residing within the boundaries of the authority if the authority is faced with significant financial problems. However, the authority may covenant with holders of its bonds that it may not be dissolved and shall continue to exist solely for the purpose of continuing to levy and collect any taxes or assessments levied by it and pledged to the repayment of debt and to take other actions, including the appointment of a trustee, as necessary to allow it to repay any remaining debt.

Declares it is a violation of chapter 35.95A RCW for any resident of the authority area to register a motor vehicle owned by the resident outside the authority area where the registration is for the purpose of evading the collection of the special excise tax levied by the authority for the privilege of using a motor vehicle under RCW 35.95A.080(1).

Provides that, when a violation of this chapter occurs, the resident of the authority area is subject to a civil penalty equal to three times the amount of the evaded special excise tax.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Highways & Transportation.

**SB 5560** by Senators Honeyford, Keiser, Horn and Kohl-Welles; by request of University of Washington

Regarding the prohibition of the lawful sale of liquor on University of Washington grounds.

Repeals RCW 66.44.190.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Commerce & Trade.

**SB 5561** by Senator Prentice

Concerning restrictions on assignments under UCC Article 9A.

Revises restrictions on assignments under UCC Article 9A.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Financial Services, Insurance & Housing.

**SB 5562** by Senators Deccio and Thibaudeau; by request of Department of Social and Health Services

Revising the provision for increasing the direct care component rate allocation for residents with exceptional care needs.

Revises the provision for increasing the direct care component rate allocation for residents with exceptional care needs.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5563** by Senators Deccio, Thibaudeau, Franklin and Shin; by request of Department of Social and Health Services

Requiring the department of social and health services to inspect boarding homes at least every eighteen months.

Requires the department of social and health services to inspect boarding homes at least every eighteen months.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5564** by Senators Deccio, Thibaudeau and Franklin; by request of Department of Social and Health Services

Clarifying the definition of "research."

Declares that "research" means a systematic investigation, including research development, testing, and evaluation, designed to develop or contribute to generalizable knowledge. Activities that meet this definition are research whether or not they are conducted or supported under a program that is considered research for other purposes. For example, some demonstration and service programs may include research activities.

Declares that "research in the jurisdiction of a state agency" means: (1) Research conducted by an employee or a contractor of a state agency;

(2) Research sponsored by a state agency; or

(3) Research that involves access to or disclosure of identifiable personal records obtained or maintained by a state agency.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5565** by Senators Keiser and Poulsen

Modifying property tax limitations for port districts.

Provides that the limitation under RCW 84.55.010 for a port district with an assessed value of over one hundred billion dollars for taxes levied for collection in calendar year 2004 and thereafter shall be determined without reference to taxes levied for collection in calendar year 2003.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Government Operations & Elections.

**SB 5566** by Senators Deccio, Thibaudeau, Franklin and Rasmussen; by request of Department of Social and Health Services

Prioritizing services to persons with developmental disabilities by the department of social and health services to promote the independence of the individual and other natural and community-based supports.

Finds the delivery of services to persons with developmental disabilities should be prioritized based upon individual needs assessment that measures health and safety concerns.

Declares that families or other natural supports are the primary care system for people with developmental disabilities. Family and other natural supports should be encouraged through a continuum of services.

Provides that limited state resources should be allocated in a manner that maximizes the use of individual family and natural supports for the longest period of time, enabling the individual to be independent and not reliant upon institutional or residential care services until such time as these services are required in order to reasonably assure the health and safety of the individual.

Repeals RCW 71A.10.010, 71A.10.011, 71A.10.800, 71A.10.805, 71A.10.900, 71A.10.901, 71A.10.902, 71A.16.020, 71A.16.030, 71A.16.040, 71A.16.050, and 71A.16.010.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5567** by Senators Deccio, Thibaudeau and Franklin; by request of Department of Social and Health Services

Modifying medical assistance provisions.

Provides that the rules shall require clients be assessed as having a medical condition requiring assistance with personal care tasks. Plans of care for clients requiring health-related consultation for assessment and service planning may be reviewed by a nurse.

Directs the department to determine by rule which clients have a health-related assessment or service planning need requiring registered nurse consultation or review. This definition may include clients that meet indicators or protocols for review, consultation, or visit.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5568** by Senators Jacobsen and Kohl-Welles

Enhancing access to public education.

Amends RCW 49.60.400 relating to access to education.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Education.

**SB 5569** by Senators Winsley, Reardon and Benton

Requiring specific statements regarding implied warranties under the condominium act.

Requires specific statements regarding implied warranties under the condominium act.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Financial Services, Insurance & Housing.

**SB 5570** by Senators Brown, Brandland, Kohl-Welles and Rasmussen; by request of Attorney General

Expanding the crime of communicating with a minor for immoral purposes.

Expands the crime to include a person who communicates with someone the person believes to be a minor for immoral purposes.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Judiciary.

**SB 5571** by Senators Franklin, Stevens, Hargrove, Esser, Kohl-Welles, Mulliken and Shin

Prohibiting human cloning.

Provides that no person may knowingly engage or assist in the cloning or attempted cloning of a human being.

Authorizes the attorney general to bring an action to enjoin any person from violating this act.

Provides that any person who violates this act is subject to a civil penalty not to exceed one hundred thousand dollars for each violation.

Declares that nothing in this act shall be construed to restrict areas of biomedical, agricultural, and scientific research not specifically prohibited.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Children & Family Services & Corrections.

**SB 5572** by Senators Swecker, Eide, Kohl-Welles and Rasmussen

Funding driver's education for low-income students.

Provides that, at the time of initial vehicle registration or upon periodic replacement of license plates under RCW 46.16.233, the registered owner shall pay and the department shall collect an additional fee of one dollar to assist in funding traffic safety education for low-income students.

Provides that, in accordance with funding received under this act, the board shall set a reduced fee for students qualified to receive school lunches on a reduced-cost or free basis.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Education.

**SB 5573** by Senator Swecker

Facilitating nighttime truck traffic.

Declares that no vehicle towing a trailer or no vehicle or combination over ten thousand pounds may be driven in the left-hand lane of a limited access roadway having three or more lanes for traffic moving in one direction except between the hours of 7:00 p.m. and 5:00 a.m.

Provides that during the hours between 7:00 p.m. and 5:00 a.m. the maximum speed limit for trucks is seventy miles per hour.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Highways & Transportation.

**SB 5574** by Senators Finkbeiner, Poulsen and Reardon; by request of Attorney General

Clarifying district court jurisdiction over actions involving commercial electronic mail.

Revises district court jurisdiction over actions involving commercial electronic mail.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Judiciary.

**SB 5575** by Senators Parlette, Morton, Doumit, Honeyford and Hale

Concerning small irrigation impoundments.

Declares that RCW 90.03.370 does not apply to small irrigation impoundments. For purposes of this section, "small irrigation impoundments" means lined surface storage ponds less than ten acre feet in volume used to impound irrigation water under a seasonal water right, permit, contract, shareholder right, or other entitlement, where use of the impoundment: (1) Facilitates efficient use of water or promotes compliance with an approved recovery plan for endangered or threatened species; and

(2) Does not expand the number of acres irrigated or the annual consumptive quantity of water used. Water remaining in a small irrigation impoundment at the end of an irrigation season may be carried over for use in the next season.

Declares that development and use of a small irrigation impoundment does not constitute a change or amendment for purposes of RCW 90.03.380 or 90.44.055.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Natural Resources, Energy & Water.

**SB 5576** by Senators Winsley, Franklin, Reardon, Esser and Haugen

Regarding payment for long-term care services.

Provides that, in contracting with facilities for assisted living services, adult residential care, and enhanced adult residential care, the department will provide payments to facilities, including the amount that the department has determined the resident is required to pay towards his or her

care. It is the department's responsibility to collect that portion of the cost of care from the resident.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5577** by Senators Winsley, Thibaudeau, Jacobsen, Keiser and Shin

Modifying payment amounts for nursing care services.

Declares that the nursing pool providing employees or referring independent contractors to a nursing facility shall not bill or receive payments from the nursing facility at a rate higher than one hundred thirty-five percent of the weighted average wage rate, in the county in which the nursing facility is located, for nursing facility employees of like classification.

Provides that each county's weighted average wage rate for employee classifications, which includes related taxes and benefits, must be determined by the department of social and health services using the most recent and available nursing facility cost reports required under chapter 74.46 RCW.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5578** by Senators Winsley, T. Sheldon, Brandland, Reardon, Franklin, Esser, Haugen and Hargrove

Allowing for bed hold for boarding home residents.

Provides that, when a boarding home contracts with the department to provide adult residential care services, enhanced adult residential care services, or assisted living services under chapter 74.39A RCW, the boarding home must hold a medicaid eligible resident's room or unit when short-term care is needed in a nursing home or hospital, the resident is likely to return to the boarding home, and payment is made.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5579** by Senators Parlette, Jacobsen, Winsley, Brandland, Rasmussen, Esser, Reardon, Honeyford, T. Sheldon, Hargrove, Haugen, Doumit, Zarelli, Stevens, Deccio, Keiser, Mulliken and Shin

Preventing new boarding home rules.

Provides that, as of January 1, 2003, the department shall not adopt, or cause to be adopted, any new rules affecting boarding homes until and unless the legislature has appropriated adequate funding to cover the medicaid portion of the rule implementation costs. To this extent, this provision applies retroactively.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.

**SB 5580** by Senators Winsley, Jacobsen, Carlson, Kastama, Rasmussen, Esser, Reardon, T. Sheldon, Haugen, Keiser, Doumit, Zarelli, Hargrove, Stevens, Mulliken and Shin

Clarifying that boarding homes are not subject to taxation under chapter 82.04 RCW.

Makes the following clarification: Boarding homes licensed under chapter 18.20 RCW are engaged in the renting or leasing of real property to consumers and, accordingly, are exempt from taxation under chapter 82.04 RCW.

**-- 2003 REGULAR SESSION --**

Jan 30 First reading, referred to Health & Long-Term Care.







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# LIST OF BILLS IN DIGEST SUPPLEMENTS CONT.

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## SENATE

SJM 8004 ..... Supp. 8  
SJM 8005 ..... Supp. 9  
SJM 8006 ..... Supp. 9  
SJM 8007 ..... Supp. 10  
SJM 8008 ..... Supp. 11  
SJM 8009 ..... Supp. 11  
SJM 8010 ..... Supp. 11  
SJM 8011 ..... Supp. 12  
SJR 8200 ..... Supp. 1  
SJR 8201 ..... Supp. 1  
SJR 8202 ..... Supp. 2  
SJR 8203 ..... Supp. 3  
SJR 8204 ..... Supp. 3  
SJR 8204-S ..... Supp. 13  
SJR 8205 ..... Supp. 5  
SJR 8206 ..... Supp. 5  
SJR 8207 ..... Supp. 6  
SJR 8208 ..... Supp. 6  
SJR 8209 ..... Supp. 8  
SJR 8210 ..... Supp. 9  
SCR 8400 ..... Supp. 1  
SCR 8401 ..... Supp. 4  
SCR 8402 ..... Supp. 5

## HOUSE

HJM 4003 ..... Supp. 1  
HJM 4003-S ..... Supp. 5  
HJM 4004 ..... Supp. 2  
HJM 4005 ..... Supp. 3  
HJM 4005-S ..... Supp. 12  
HJM 4006 ..... Supp. 6  
HJM 4007 ..... Supp. 10  
HJM 4008 ..... Supp. 10  
HJM 4009 ..... Supp. 10  
HJM 4010 ..... Supp. 11  
HJR 4200 ..... Supp. 5  
HJR 4201 ..... Supp. 6  
HJR 4202 ..... Supp. 6  
HJR 4203 ..... Supp. 7  
HJR 4204 ..... Supp. 7  
HJR 4205 ..... Supp. 8  
HJR 4206 ..... Supp. 12  
HCR 4400 ..... Supp. 1  
HCR 4401 ..... Supp. 1