

2017 Washington State Legislative Session Weekly Report Far West Agribusiness Association February 17, 2017

A key milestone for the 2017 Washington State legislative session occurs today. February 17 serves as the policy committee cutoff date. Bills need to be passed out of their policy committees by today in order to stay alive for consideration. Exceptions to this deadline include bills necessary to implement the budget.

As cutoff dates continue to weed out bills, the next deadline for legislation is just around the corner. The fiscal committee cutoff is next Friday, February 24. This means bills in the fiscal committees (e.g., House Finance, House Appropriations, House and Senate Transportation and Senate Ways & Means) must pass out by that date or die. The same exception applies here, i.e., any bill deemed NTIB (necessary to implement the budget) may be exempt from these cutoff deadlines. It is also important to note that "dead" bills or their contents can be brought back to life through either extraordinary procedural maneuvers or creative amendments on other bills during the legislative process.

McCleary Funding Update

Negotiations continue related to meeting the 2012 Washington State Supreme Court McCleary decision mandate to fully fund K-12 basic education without relying on local levy dollars.

Senate Democrats Release Third Proposal

On February 14 Senate Democrats released a third proposal on how to solve this basic education funding challenge, as reported by the *Seattle Times* in this [article](#). This funding solution option is in addition to the existing House Democrat proposal ([SHB 1843](#)) and Senate Republican proposal ([SSB 5607](#)).

Senate Republican Plan Numbers In Question

On February 15 some concern surfaced that there may be a significant calculation error in the Senate Republican proposal (SSB 5607), as reported by *Crosscut* in this [article](#). The *Tacoma News Tribune* notes in this [article](#) that there are three possible sets of figures that could be used for the proposal. Staff and legislators are working to determine which figures are accurate and hope to have an answer by early next week.

Business & Labor

Keep Washington Working Act

[SB 5689](#) ([HB 1985](#)), the Keep Washington Working Act, had a public hearing on February 16. The intent of the legislation is to recognize the role of immigrants in the workplace and to retain the necessary workforce for Washington's economy. Legislation ([HB 1956](#) & [SB 5308](#)) protecting immigrant data has also been introduced, as noted in this [article](#) by the *Seattle Times*. These bills have not moved out of their policy committees at this time.

Business & Occupation Taxes

This *Tri-City Herald* [article](#) predicts the anticipated House proposed 2017-19 revenue package will include an increase in Business and Occupation (B&O) taxes similar to that seen in the governor's proposed 2017-19 budget. The governor's proposal would bring in an estimated \$1 billion annually that is earmarked for education funding.

Workers Compensation Reform

[SB 5822](#), a proposal for workers compensation reform sponsored by employers, was introduced on February 15 and voted out of the Senate Commerce, Labor & Sports Committee with a party-line vote (5-4) that same day. Supporters of the legislation explain that the intent is to improve efficiencies in the workers compensation program. Opponents argue the proposed reforms to workers compensation settlements are not cost-effective for younger workers and the proposed changes to occupational disease are too significant.

Carlyle Introduces Closing Tax Breaks

On February 16, Senator Carlyle (D-Seattle) introduced [SB 5839](#). The bill would close a prescription drug warehouse tax break to fund opioid abuse treatment services in rural and high need areas.

Environment

Clean Energy Efforts May Turn to the Ballot

[HB 1334](#), discussed in this *Crosscut* [article](#), would prohibit electricity providers from adding capacity from non-renewable sources. The bill had a hearing on February 14, but was not brought to a vote. Supporters stated they will turn to a ballot initiative if the legislation does not pass into law this session.

Water: Hirst Decision Update

This [article](#) produced by *Crosscut* takes a closer look at the October 2016 Hirst court decision that impacts the standards used by counties to review building permits that rely on wells for a water source. Numerous bills introduced to address the Hirst decision have seen movement this session, including [HB 1885](#), [SHB 1980](#) and [SB 5647](#). All three of these bills passed out of their respective committees this week.

Oil Spill Fund Facing Shortfall

The Department of Ecology's oil spill response program is projected to have a \$4 million shortfall in the next two years, as noted in this *Kitsap Sun* [article](#). Legislation to address this problem has been introduced, including [HB 1210](#) ([SB 5425](#)). The bills increase funding for the oil spill prevention account by increasing the tax rate for 42-gallons of petroleum by 2.5 cents-per-barrel. The House version has an executive session on February 21.

Law & Justice

Effort to Abolish Death Penalty Stalled

Legislation ([HB 1935](#)/ [SB 5354](#)) introduced to abolish the death penalty is expected to stall in the Legislature again this session, as explained in this Associated Press [article](#).

Police Use of Deadly Force Reform

In this [blog](#), Senate Democrats recognized the passage of [SSB 5073 \(HB 1529\)](#) out of the Senate Law & Justice Committee with a bipartisan vote. The legislation enacts recommendations of the Use of Deadly Force in Community Policing task force that were released over the 2016 interim, as explained in this *Seattle Times* [article](#).

Health Care

Emergency Room Wait Times

Emergency room wait time data in Puget Sound hospitals were released, as reported in this *Puget Sound Business Journal* [article](#). The average time for a person in a Washington State ER waiting room to be seen by a doctor is 24 minutes, according to this [newly released data](#).

Affordable Care Act Update

In this [article](#) the Associated Press reported on legislative efforts ([HB 1523](#) & [SB 5602](#)) to ensure that preventative health care coverage stays in place in Washington State, even if a federal repeal of the Affordable Care Act were to occur.

Marijuana

With the intent to protect children from consuming marijuana-infused products, new safety labeling for edibles went into effect in Washington as reported by the *Northwest News Network* [here](#). There is a \$2,500 fine for failure to meet newly-implemented marijuana label standards.

Taxes

Income Tax Ban

Spokane Public Radio produced this [piece](#) on a proposed constitutional amendment [SJR 8204 \(HIR 4207\)](#) which had a hearing February 14 in Senate Ways & Means. Sponsored by ten Republican senators, the bill would permanently block implementation of a state income tax in Washington State. The House version, introduced on February 15, has 38 Republican sponsors. Both pieces of legislation require a two-thirds vote of the Legislature and approval by Washington voters in order to become law.

Property Tax Limits

In this [article](#), the *Seattle Weekly* reported on property tax legislation [HB 1764](#) and [SB 5772](#) that would replace the existing 1% property tax limit with a limit tied to cost drivers, e.g., inflation and population growth. The Senate bill had a public hearing on February 16.

Transportation

Distracted Driving Legislation

Legislation [SHB 1371 \(SB 5289\)](#) designed to reduce distracted driving accidents by banning handheld devices while driving is under consideration. The Associated Press reported on the legislation [here](#). The House bill was voted out of committee while the Senate companion has not moved since its public hearing on February 7.

REAL ID Update

Legislation ([HB 1041](#)) to align Washington State's driver's license with the federal REAL ID Act is under consideration in the House and has an executive session on February 21. The Senate companion bill ([SB 5008](#)) has not moved.

Washington-to-Oregon Bridge Replacement Update

As covered in this KATU News [article](#), [SB 5806](#) and [HB 2095](#) have been introduced to revive previous attempts to build a replacement bridge crossing the Columbia River from Washington State to Oregon. The Senate and House bills both have public hearings scheduled for February 20 and the House version also has an executive session planned for February 22.

Far West Agribusiness Association

Upcoming Legislative Events

Health Care & Wellness (House) - HHR A, JLOB - 2/17 @ 10:00am

- HB 1564 - Public Hearing - Concerning pesticide exposure and notification of certain pesticide applications.

Appropriations (House) - HHR A, JLOB - 2/20 @ 1:30pm

- SHB 1404 - Public Hearing - Conducting a workforce study of employment opportunities in the agriculture, environment, and natural resources economic sectors intended to provide educators with the information needed for informing students about employment opportunities in the studied fields.

Finance (House) - HHR A, JLOB - 2/21 @ 8:00am

- HB 1663 - Exec Session - Concerning imposing a surtax on the possession of hazardous substances.

Appropriations (House) - HHR A, JLOB - 2/21 @ 1:30pm

- SHB 1404 - Exec Session - Conducting a workforce study of employment opportunities in the agriculture, environment, and natural resources economic sectors intended to provide educators with the information needed for informing students about employment opportunities in the studied fields.

High Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
HB 1116 (SB 5032) Family & med leave insurance Implementing family and medical leave insurance.	H Approps	Robinson	Oppose
<i>Sponsors:</i> Robinson (Prime), Appleton, Bergquist, Doglio, Dolan, Farrell, Frame, Goodman, Gregerson, Hudgins, Jinkins, Kagi, Kirby, Kloba, Lytton, Macri, McBride, Ormsby, Ortiz-Self, Peterson, Pollet,			

Reeves, Riccelli, Santos, Sells, Senn, Slatter, Stanford, Stonier, Tarleton, Tharinger, Wylie

Summary: Allows workers to: (1) Care for family members with a serious health condition or to recover from their own serious health condition; and (2) Deal with exigencies arising out of the military service of a family member. Requires the employment security department to: (1) Establish and administer a family and medical leave insurance program; and (2) Pay family and medical leave insurance benefits. Changes the name of the family leave insurance account to the family and medical leave insurance account.

Product labeling tax incent.	H Ag & Nat Res	Taylor	Oppose
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Providing a tax incentive for the labeling of products.

Sponsors: Taylor (Prime), Buys, Condotta, Haler, Kretz, Shea, Short

[HB 1245](#)

Summary: Provides a tax credit, in computing business and occupation taxes, of ten thousand dollars per product line per taxable year for a person who voluntarily labels a line of products: (1) For food offered for retail sale in the state if it is or may have been produced through bioengineering or genetically engineered; (2) For food offered for retail sale in the state that has not been bioengineered or genetically engineered; and (3) For an agricultural product or food offered for retail sale in the state if it is or may have been produced outside of the United States.

Pesticide exposure	H HC/Wellness	Ortiz-Self	Oppose
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Concerning pesticide exposure and notification of certain pesticide applications.

Sponsors: Ortiz-Self (Prime), Bergquist, Cody, Doglio, Fitzgibbon, Macri, Pettigrew, Pollet, Riccelli, Robinson, Ryu, Sells, Stonier

[HB 1564](#)

Summary: Requires a person who applies, or causes to be applied, pesticides by aerial application, air-blast sprayer, or fumigation, to provide written notice of an intended pesticide application to a person who owns, manages, or controls property adjacent to the property of intended pesticide application.

Hazard. substance possession	H Finance	Peterson	Concerns
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Concerning imposing a surtax on the possession of hazardous substances.

[HB 1663](#)
(SB 5501)

Sponsors: Peterson (Prime), Fitzgibbon, Macri, Pollet

Summary: Revises the model toxics control act to impose a surtax on those persons who are subject to the hazardous substance tax.

Hazard. substance possession	S Energy, Enviro	Carlyle	Concerns
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Concerning imposing a surtax on the possession of hazardous substances.

[SB 5501](#)
(HB 1663)

Sponsors: Carlyle (Prime), Chase, Frockt, Hunt, Liias, Rolfes

Summary: Revises the model toxics control act to impose a surtax on those persons who are subject to the hazardous substance tax.

Medium Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
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Ecology rules/peer review H Environment Shea Neutral
Establishing a peer review process to ensure robust economic analysis of department of ecology administrative rules.

Sponsors: Shea (Prime), Buys, Haler, Holy, McCaslin, Pike, Short, Taylor, Young

[**HB 1014**](#)

Summary: Requires the department of ecology to: (1) Before making available a preliminary cost-benefit analysis or finalizing a small business economic impact statement, solicit peer review of the draft economic analyses by qualified professionals; and (2) Incorporate both the optimistic and pessimistic economic impact scenarios into the final cost-benefit analysis. Prohibits the department of ecology from adopting a rule whose probable benefits are less than its probable costs.

School levy lid revs./delay S Ways & Means Lytton Neutral
Delaying implementation of revisions to the school levy lid.

[**SHB 1059**](#)
[**\(SB 5023\)**](#)

Sponsors: Lytton (Prime), Bergquist, Blake, Cody, Dolan, Farrell, Fitzgibbon, Frame, Hudgins, Jinkins, Kagi, Kilduff, Ormsby, Pollet, Senn, Sullivan, Tarleton

Summary: Extends current statutory policies on local enrichment through calendar year 2018 to promote a school district's ability to plan for the future during the 2017 transition period.

Greenhouse gas emissions H Approps Fitzgibbon Neutral
Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science.

Sponsors: Fitzgibbon (Prime), Doglio, Farrell, Fey, Goodman, Jinkins, Macri, Ormsby, Peterson, Pollet, Ryu, Stanford, Tarleton

[**SHB 1144**](#)

Summary: Addresses the most recent assessment of climate change science and changes certain requirements of the state with regard to emissions of greenhouse gases. Requires the department of ecology to: (1) Report, by individual institution, the total emissions of greenhouse gases from state universities, regional universities, and the state college; (2) Identify the annual costs incurred by each institution to meet the greenhouse gas emissions reduction goals; and (3) In coordination with the department of natural resources, calculate and include in its reporting the total emissions of greenhouse gases from wildfires in the state.

State estate tax, repealing H Finance Young Neutral
Repealing the state estate tax.

[**HB 1206**](#)

Sponsors: Young (Prime), McCaslin, Muri, Shea, Taylor, Walsh

Summary: Repeals the state estate tax.

Job applicants/arrests, etc. H Approps Ortiz-Self Neutral
Prohibiting employers from asking about arrests or convictions before an applicant is determined otherwise qualified for a position.

[**HB 1298**](#)

Sponsors: Ortiz-Self (Prime), Appleton, Bergquist, Farrell, Frame, Gregerson, Haler, Jinkins, Kagi, Kilduff, Lovick, Manweller, McBride, Ormsby, Santos, Sells, Senn, Stanford, Tarleton, Young

Summary: Establishes the Washington fair chance act. Prohibits an employer from including any question on an application for employment, from inquiring either orally or in writing, from receiving information through a criminal history background check, or from otherwise obtaining information about an applicant's criminal record until after the employer initially determines that the applicant is

otherwise qualified for the position. Requires the state attorney general's office to enforce this act.

Employee antiretaliation	H Approps	Ryu	Neutral
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Concerning the employee antiretaliation act.

[HB 1301](#)
(SB 5528)

Sponsors: Ryu (Prime), Farrell, Frame, Goodman, Gregerson, Jinkins, Macri, McBride, Ormsby, Peterson, Pollet, Santos, Senn, Stanford, Stonier, Tarleton

Summary: Addresses retaliation and discrimination against employees and providing protection for employees.

Wage violations, damages for	H Rules R	Frame	Neutral
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Providing damages for wage violations.

[HB 1302](#)

Sponsors: Frame (Prime), Farrell, Goodman, Gregerson, Jinkins, Macri, Ormsby, Peterson, Ryu, Santos, Stanford

Summary: Increases the penalty for certain wage violations.

Small business owners	H State Governme	Barkis	Neutral
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Concerning licensing and regulatory requirements of small business owners.

Sponsors: Barkis (Prime), Blake, Caldier, Chapman, Cody, Condotta, Haler, Harmsworth, Harris, Hayes, Holy, Jinkins, Kilduff, Kirby, Koster, Kretz, Lytton, MacEwen, Manweller, McCabe, Muri, Nealey, Orcutt, Pike, Schmick, Shea, Short, Smith, Springer, Steele, Stokesbary, Tarleton, Taylor, Tharinger, Vick, Walsh, Wilcox

[HB 1352](#)
(SB 5230)

Summary: Requires the attorney general to review the administrative procedure act, as well as related administrative rules, similar statutes, and case law, to identify the current rights and protections afforded to small business owners selected for agency enforcement actions including inspections, audits, site visits, or record review. Requires the department of agriculture, department of ecology, employment security department, department of labor and industries, department of revenue, and state fire marshal to: (1) Review provisions of their governing statutes, administrative rules, policy statements, guidance, and directives to identify the current rights and protections afforded to small business owners that are selected for inspection, audit, or other enforcement action by the agency; and (2) No later than August 31, 2017, provide the attorney general with certain information. Expires December 31, 2017.

Workforce study/ag., etc.	H Approps	Tarleton	Neutral
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Conducting a workforce study of employment opportunities in the agriculture, environment, and natural resources economic sectors intended to provide educators with the information needed for informing students about employment opportunities in the studied fields.

[SHB 1404](#)
(SSB 5285)

Sponsors: Tarleton (Prime), Chandler, Haler, Santos, Sells, Stambaugh, Stanford, Van Werven, Wilcox

Summary: Requires the workforce training and education coordinating board to conduct a workforce assessment for the agriculture, natural resources, and environment sectors to: (1) Assess the available data on current and projected employment levels and hiring demand for skilled mid-level workers in those sectors; and (2) Assess the food and fiber processing jobs.

Agriculture science ed.	H Education	Blake	Neutral
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Promoting agriculture science education in schools.

[HB 1453](#)
(SB 5318)

Sponsors: Blake (Prime), Chandler, Haler, Hayes, Kretz, Lytton, Santos, Stanford, Tarleton

Summary: Creates the agriculture science education grant program. Requires the superintendent of public instruction to: (1) Designate one or more high schools to serve as resources and examples of how to combine an interdisciplinary curriculum for agriculture science education with a strong focus on science, technology, engineering, and mathematics and an active partnership with businesses and the local community to connect learning beyond the classroom; and (2) Establish and publish funding criteria for agriculture science education equipment and professional development grants to school districts. Creates the curriculum for agriculture science education lighthouse account.

Tax exemptions

H Finance

Pollet

Neutral

Increasing tax exemption transparency and accountability.

Sponsors: Pollet (Prime), Appleton, Bergquist, Cody, Doglio, Dolan, Farrell, Fitzgibbon, Frame, Goodman, Hudgins, Jinkins, Kagi, Kirby, Kloba, Lovick, Macri, McBride, Ormsby, Ortiz-Self, Orwall, Pellicciotti, Peterson, Pettigrew, Riccelli, Ryu, Santos, Sells, Stanford, Stonier, Tarleton, Tharinger, Wylie

[HB 1500](#)

(SB 5513)

Summary: Establishes the tax exemption transparency and accountability act. Creates a tax expenditure budget as part of the biennial budget adopted by the legislature. Reforms the tax expenditure process by including tax expenditures in a tax expenditure budget in the biennial state budget process and requires they be readopted every two years as part of the budget process or they expire. Requires the department of revenue to prepare a tax expenditure budget. Requires the joint legislative audit and review committee to report its findings and recommendations for scheduled tax expenditures to the citizen commission for performance measurement of tax expenditures by June 30th of each year.

Carbon pollution tax

H Finance

Lytton

Neutral

Establishing a carbon pollution tax and investment program to reduce greenhouse gas emissions, facilitate the transition to a clean energy economy, and invest in K-12 education and other vital public services.

[HB 1555](#)

(SB 5127)

Sponsors: Lytton (Prime), Doglio

Summary: Establishes the carbon pollution tax and investment act. Imposes a carbon pollution tax on: (1) The sale or use of fossil fuels, including fossil fuels used in generating electricity; or (2) The sale or consumption of electricity generated through the combustion of fossil fuels. Creates the carbon pollution reduction account and the carbon reduction investment fund.

WA food policy forum

H Ag & Nat Res

Gregerson

Neutral

Continuing the work of the Washington food policy forum.

Sponsors: Gregerson (Prime), Bergquist, Cody, Doglio, Dolan, Farrell, Fey, Fitzgibbon, Hudgins, Lovick, Macri, McBride, Ormsby, Ortiz-Self, Orwall, Peterson, Pike, Pollet, Riccelli, Ryu, Santos, Sawyer, Senn, Slatter, Stanford, Stonier, Tharinger

[HB 1562](#)

Summary: Requires the Washington food policy forum to build on the work of the forum that was temporarily established in the 2016 supplemental omnibus operating appropriations act to develop recommendations to advance certain food system goals. Gives responsibility to the director of the state conservation commission for appointing participating members of the forum. Expires July 1, 2019.

Carbon tax

H Environment

Fitzgibbon

Neutral

Promoting an equitable clean energy economy by creating a carbon tax that allows investment in clean energy, clean air, healthy forests, and Washington's communities.

[HB 1646](#)

(SB 5509)

Sponsors: Fitzgibbon (Prime), Appleton, Cody, Doglio, Fey, Goodman, Jinkins, Macri, McBride, Pollet

Summary: Creates a carbon pollution mitigation tax on fossil fuel emissions of greenhouse gases that contribute to global climate change. Creates the carbon program oversight board to oversee implementation of this act and advise the governor on the achievement of greenhouse gas emission reductions. Creates an economic and environmental justice oversight panel as a joint body between the office of the governor, the department of ecology, and the department of health. Requires the department of revenue to establish and administer a low-income carbon pollution mitigation tax grant for state residents to assist in the equitable transition to lower carbon emission energy sources. Involves the following in some role regarding the imposition of the carbon tax: The department of ecology, the department of revenue, the department of commerce, the department of health, the Washington State University extension energy office, the recreation and conservation office, the office of the attorney general, and other state agencies with control of expenditures of carbon pollution mitigation tax receipts. Creates the clean energy account, the clean water climate program account, the sustainable forest health account, the carbon reduction investment fund, the sustainable infrastructure fund, and the equitable transition fund.

Crew size on certain trains

H Rules R

Farrell

Neutral

Establishing minimum crew size on certain trains.

[HB 1669](#)

Sponsors: Farrell (Prime), Barkis, Bergquist, Blake, Chandler, Chapman, Doglio, Fey, Fitzgibbon, Goodman, Haler, Harmsworth, Harris, Holy, Hudgins, Irwin, Jinkins, Johnson, Koster, Lovick, Lytton, MacEwen, Macri, McBride, McCaslin, Muri, Ormsby, Ortiz-Self, Pollet, Riccelli, Robinson, Rodne, Ryu, Santos, Sawyer, Sells, Senn, Stambaugh, Stanford, Stokesbary, Stonier, Tarleton, Vick, Walsh, Wilcox, Wylie, Young

Summary: Regulates minimum railroad crew staffing on trains carrying freight or passengers and trains transporting hazardous materials.

Agriculture and farming

H Ag & Nat Res

Buys

Neutral

Concerning agriculture and farming.

[HB 1692](#)

Sponsors: Buys (Prime), Blake, Chapman, Condotta, Fitzgibbon, Lytton, Sawyer, Stanford, Vick

Summary: Revises the definition of "farm product" to include marijuana, useable marijuana, and marijuana-infused products, for purposes of RCW 7.48.305 (section 2 of this act) relating to agricultural activities and forest practices.

Capital gains excise tax

H Finance

Jinkins

Neutral

Enacting an excise tax on capital gains to improve the fairness of Washington's tax system and provide funding for the education legacy trust account.

[HB 1730](#)
(SB 5111)

Sponsors: Jinkins (Prime), Appleton, Fey, Frame, Pollet, Tarleton, Tharinger

Summary: Provides funding for the education legacy trust account. Imposes a tax on individuals for the privilege of: (1) Selling or exchanging long-term capital assets; or (2) Receiving Washington capital gains.

Perfluorinated chemicals

H Environment

McBride

Neutral

Concerning the use of perfluorinated chemicals in food packaging.

[HB 1744](#)

Sponsors: McBride (Prime), Fey, Goodman, Kilduff, Kirby, Macri, Ortiz-Self

Summary: Prohibits a manufacturer, wholesaler, or retailer from manufacturing, knowingly selling,

offering for sale, distributing for sale, or distributing for use in this state food packaging to which perfluoroalkyl or polyfluoroalkyl chemicals have been intentionally added in any amount.

Crimes by corporations H Public Safety Pellicciotti Neutral
Increasing monetary penalties for crimes committed by corporations.

[HB 1806](#)

Sponsors: Pellicciotti (Prime), Appleton, Bergquist, Chapman, Clibborn, Doglio, Dolan, Farrell, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hudgins, Jinkins, Kilduff, Lovick, Macri, McBride, Ormsby, Orwall, Pettigrew, Pollet, Riccelli, Robinson, Ryu, Sawyer, Sells, Senn, Stanford, Stonier, Tharinger, Wylie

Summary: Addresses the penalties imposed for criminal offenses by corporations.

Basic education program H 2nd Reading Sullivan Neutral
Fulfilling the state's paramount duty for all children through equitable and responsible investments in the state's basic education program and reductions to local effort contributions.

[SHB 1843](#)
[\(SB 5623\)](#)

Sponsors: Sullivan (Prime), Appleton, Chapman, Doglio, Farrell, Fey, Fitzgibbon, Goodman, Hudgins, Jinkins, Lytton, Macri, McBride, Ormsby, Ortiz-Self, Orwall, Pollet, Santos, Slatter, Springer, Tarleton, Tharinger

Summary:

Fertilizer, etc./B&O tax H Ag & Nat Res Schmick Neutral
Creating a business and occupation tax exemption for certain sales of commercial fertilizer, agricultural crop protection products, and seed.

[HB 1916](#)
[\(SB 5786\)](#)

Sponsors: Schmick (Prime), Blake, Buys, Dye, Haler, Jenkin, Nealey

Summary: Provides a business and occupation tax exemption for wholesale sales of commercial fertilizer, agricultural crop protection products, and seed by an eligible distributor to an eligible retailer.

Capital gains excise tax H Finance Pollet Neutral
Enacting an excise tax on capital gains to improve the fairness of Washington's tax system and provide funding for the education legacy trust account.

[HB 1926](#)

Sponsors: Pollet (Prime), Santos

Summary: Imposes a tax on individuals for the privilege of: (1) Selling or exchanging long-term capital assets; or (2) Receiving Washington capital gains. Allows a business and occupation tax deduction against a person's gross income of the business to the extent necessary to avoid taxing the same amounts under chapter 82.04 RCW and this act. Provides funding for the education legacy trust account.

Labor relations violations H Labor & Workpl Ryu Neutral
Disqualifying employers from tax credits and tax incentives when there have been certain violations of labor relations.

[HB 1941](#)
[\(SB 5774\)](#)

Sponsors: Ryu (Prime), Bergquist, Blake, Fitzgibbon, Goodman, Gregerson, Jinkins, Kloba, Ormsby, Ortiz-Self, Peterson, Pollet, Sawyer, Senn, Stanford, Stonier, Tarleton

Summary: Prohibits a person from claiming a tax credit or benefit from a tax incentive if, within the previous five years from the date the person is claiming the tax credit or benefiting from the tax

incentive, the national labor relations board or a court has issued a final order finding that the person engaged in certain unfair labor practices with regard to an employee supporting a union or engaging in lawful union activities.

Agritourism liability	H Judiciary	Manweller	Neutral
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Concerning limitations on liability for agritourism activities.

[HB 2020](#)

Sponsors: Manweller (Prime), Irwin

Summary: Requires an agritourism professional, in order to invoke the privilege of immunity, to post and maintain signs that contain a specific warning notice which must be placed at the entrance to the agritourism location and at the site of the agritourism activity.

Production-based comp. wages	H Labor & Workpla	Blake	Neutral
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Addressing the payment of production-based compensation wages for the employment and use of labor in agricultural activities and in the production, handling, and storage of farm products.

[HB 2049](#)
[\(SB 5720\)](#)

Sponsors: Blake (Prime), Buys, Condotta, Dye, Springer, Steele

Summary: Addresses production-based safe harbor compensation which is a wage rate paid to employees in connection with work related to the growing, production, handling, or storage of farm products or in performing agricultural activities based upon the employee's job performance as measured through the number of: (1) Units picked, packed, or manufactured; (2) Tasks performed; (3) Events completed; or (4) Other measurable recurring circumstances produced, completed, or performed.

Food flavor products tax	H Finance	Lytton	Neutral
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Removing the expiration date from the sales and use tax exemptions for certain products that impart flavor to food.

[HB 2089](#)
[\(SB 5799\)](#)

Sponsors: Lytton (Prime), Nealey

Summary: Extends the July 1, 2017, expiration, of the sales and use tax exemptions for certain products that impart flavor to food, to January 1, 2028.

Water banks/permanent avail.	S Ag/Water/Trade&	Honeyford	Neutral
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Requiring certain water banks to replace leased water rights provided for mitigation with water rights that will be permanently available.

[SB 5002](#)

Sponsors: Honeyford (Prime)

Summary: Requires a county-operated water bank that leases water rights to offer for mitigation to replace the rights with rights that will be permanently available for mitigation before the expiration of the lease.

Business corporation act	H Judiciary	Pedersen	Neutral
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Concerning the business corporation act.

[SB 5011](#)

Sponsors: Pedersen (Prime), Fain, Frockt, Kuderer, Padden

Summary: Revises the Washington business corporation act.

	<p>School levy lid revs./delay Delaying implementation of revisions to the school levy lid.</p>	S EL/K-12	Wellman	Neutral
<p>SB 5023 (SHB 1059)</p>	<p><i>Sponsors:</i> Wellman (Prime), Billig, Carlyle, Chase, Conway, Darneille, Frockt, Hasegawa, Hunt, Keiser, Kuderer, Liias, McCoy, Mullet, Nelson, Palumbo, Pedersen, Rolfes, Salda?a</p>			
	<p><i>Summary:</i> Extends current statutory policies on local enrichment through calendar year 2019 to promote a school district's ability to plan for the future during the 2017 transition period.</p>			
	<p>Family & med leave insurance Implementing family and medical leave insurance.</p>	S Com/Labor/Spor	Keiser	Neutral
<p>SB 5032 (HB 1116)</p>	<p><i>Sponsors:</i> Keiser (Prime), Billig, Chase, Cleveland, Conway, Darneille, Frockt, Hasegawa, Hobbs, Hunt, McCoy, Nelson, Palumbo, Pedersen, Ranker, Rolfes</p>			
	<p><i>Summary:</i> Allows workers to: (1) Care for family members with a serious health condition or to recover from their own serious health condition; and (2) Deal with exigencies arising out of the military service of a family member. Requires the employment security department to: (1) Establish and administer a family and medical leave insurance program; and (2) Pay family and medical leave insurance benefits. Changes the name of the family leave insurance account to the family and medical leave insurance account.</p>			
	<p>State land lease provisions Concerning nondefault or early termination provisions in state land leases for agricultural or grazing purposes.</p>	S Rules 2	Brown	Neutral
<p>SSB 5051</p>	<p><i>Sponsors:</i> Brown (Prime), Becker, Honeyford, Schoesler, Warnick</p>			
	<p><i>Summary:</i> Requires a nondefault or early termination provision included in a state land lease for agricultural or grazing purposes to: (1) Require advance written notice of at least one hundred eighty days by the department of natural resources to the lessee before termination of the lease; and (2) Require the department to provide written documentation to the lessee demonstrating that the department has included the leased land in a plan for higher and better use, land exchange, or sale.</p>			
	<p>Capital gains excise tax Enacting an excise tax on capital gains to improve the fairness of Washington's tax system and provide funding for the education legacy trust account.</p>	S Ways & Means	Braun	Neutral
<p>SB 5111 (HB 1730)</p>	<p><i>Sponsors:</i> Braun (Prime), Hunt, Ranker</p>			
	<p><i>Summary:</i> Provides funding for the education legacy trust account. Imposes a tax on individuals for the privilege of: (1) Selling or exchanging long-term capital assets; or (2) Receiving Washington capital gains.</p>			
	<p>Carbon pollution tax Establishing a carbon pollution tax and investment program to reduce greenhouse gas emissions, facilitate the transition to a clean energy economy, and invest in K-12 education and other vital public services.</p>	S Ways & Means	Braun	Neutral
<p>SB 5127 (HB 1555)</p>	<p><i>Sponsors:</i> Braun (Prime), Hunt, Ranker</p>			
	<p><i>Summary:</i> Establishes the carbon pollution tax and investment act. Imposes a carbon pollution tax on:</p>			

(1) The sale or use of fossil fuels, including fossil fuels used in generating electricity; or (2) The sale or consumption of electricity generated through the combustion of fossil fuels. Creates the carbon pollution reduction account and the carbon reduction investment fund.

Paid family leave	S Com/Labor/Spor	Fain	Neutral
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Addressing paid family leave.

SB 5149

Sponsors: Fain (Prime), Baumgartner, Braun, Hobbs, Miloscia, Palumbo, Rivers, Walsh, Warnick, Zeiger

Summary: Provides family leave benefits to certain employees and those employees continue to be eligible for the benefits during employment with a covered employer. Requires the employment security department to administer family leave provisions.

Rural jobs	S AWTEDEPS	Warnick	Neutral
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Creating the Washington rural jobs act.

SSB 5208
(HB 1422)

Sponsors: Warnick (Prime), Brown, Dandel, Hawkins, Mullet, Saldaña, Schoesler, Takko, Wellman

Summary:

Small business owners	H State Govt, Ele	Wilson	Neutral
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Concerning licensing and regulatory requirements of small business owners.

Sponsors: Wilson (Prime), Angel, Bailey, Baumgartner, Becker, Braun, Brown, Chase, Hasegawa, Hawkins, Hobbs, Keiser, King, Miloscia, Mullet, O'Ban, Padden, Palumbo, Sheldon, Takko, Walsh, Warnick

SB 5230
(HB 1352)

Summary: Requires the attorney general to review the administrative procedure act, as well as related administrative rules, similar statutes, and case law, to identify the current rights and protections afforded to small business owners selected for agency enforcement actions including inspections, audits, site visits, or record review. Requires the department of agriculture, department of ecology, employment security department, department of labor and industries, department of revenue, and state fire marshal to: (1) Review provisions of their governing statutes, administrative rules, policy statements, guidance, and directives to identify the current rights and protections afforded to small business owners that are selected for inspection, audit, or other enforcement action by the agency; and (2) No later than August 31, 2017, provide the attorney general with certain information. Expires December 31, 2017.

Seeds, agency procurement of	S Rules 2	Warnick	Neutral
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Concerning the procurement of seeds by state agencies.

SSB 5263

Sponsors: Warnick (Prime)

Summary:

Workforce study/ag., etc.	S Ways & Means	Wilson	Neutral
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Conducting a workforce study of employment opportunities in the agriculture, environment, and natural resources economic sectors intended to provide educators with the information needed for informing students about employment opportunities in the studied fields.

SSB 5285
(SHB 1404)

Sponsors: Wilson (Prime), Palumbo

Summary: Requires the workforce training and education coordinating board to conduct a workforce

assessment for the agriculture, natural resources, and environment sectors to assess the available data on current and projected employment levels and hiring demand for skilled mid-level workers in those sectors.

<u>SB 5298</u>	Levy auth/local eff assist Lowering the levy authority and local effort assistance.	S Ways & Means	Ranker	Neutral
	<i>Sponsors:</i> Ranker (Prime)			
	<i>Summary:</i> Lowers the levy authority and local effort assistance.			
<u>SB 5318</u> <u>(HB 1453)</u>	Agriculture science ed. Promoting agriculture science education in schools.	S Ways & Means	Hunt	Neutral
	<i>Sponsors:</i> Hunt (Prime), Bailey, Brown, Conway, Rolfes, Takko, Warnick			
	<i>Summary:</i> Creates the agriculture science education grant program. Requires the superintendent of public instruction to: (1) Designate one or more high schools to serve as resources and examples of how to combine an interdisciplinary curriculum for agriculture science education with a strong focus on science, technology, engineering, and mathematics and an active partnership with businesses and the local community to connect learning beyond the classroom; and (2) Establish and publish funding criteria for agriculture science education equipment and professional development grants to school districts. Creates the curriculum for agriculture science education lighthouse account.			
<u>SB 5385</u>	Carbon pollution tax Creating a fossil fuel carbon pollution tax.	S Energy, Enviro	Hobbs	Neutral
	<i>Sponsors:</i> Hobbs (Prime), Hunt			
	<i>Summary:</i> Imposes a fossil fuel carbon pollution tax, at the time of the first taxable event and upon the first taxable person within the state, on the carbon content of fossil fuels extracted, manufactured, or introduced into the state equal to fifteen dollars per metric ton of carbon dioxide. Requires the department of revenue to: (1) Calculate the carbon content of fossil fuels, in consultation with the department of ecology; and (2) If practical, integrate the administration and collection of the fossil fuel carbon pollution taxes with the administration and collection of other taxes imposed on the taxpayer. Exempts certain fossil fuels from the tax. Creates the carbon pollution revenues account. Requires at least fifty percent of the funds transferred to the multimodal transportation account from the carbon pollution revenues account to be expended to assist certain school district programs.			
<u>SB 5421</u>	Greenhouse gas emissions Reducing greenhouse gas emissions.	S Energy, Enviro	Chase	Neutral
	<i>Sponsors:</i> Chase (Prime), Hasegawa, Salda?a			
	<i>Summary:</i> Requires the state to limit emissions of greenhouse gases to reduce, by 2025, overall emissions of greenhouse gases in the state to twenty percent below 1990 levels.			
<u>SB 5423</u>	Workplace bullying Addressing workplace bullying by making it an unfair practice to subject an employee to an abusive work environment.	S Com/Labor/Spor	Chase	Neutral
	<i>Sponsors:</i> Chase (Prime), Hasegawa, Hunt, Kuderer, Salda?a			

Summary: Revises the state civil rights act to provide: (1) Legal recourse for employees who have been harmed by being deliberately subjected to abusive work environments; and (2) Legal incentives for employers to prevent and respond to mistreatment of employees at work.

Carbon tax	S Energy, Enviro	Carlyle	Neutral
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Promoting an equitable clean energy economy by creating a carbon tax that allows investment in clean energy, clean air, healthy forests, and Washington's communities.

Sponsors: Carlyle (Prime), Frockt, Hunt, Ranker, Saldaña

[SB 5509](#)
(HB 1646)

Summary: Creates a carbon pollution mitigation tax on fossil fuel emissions of greenhouse gases that contribute to global climate change. Creates the carbon program oversight board to oversee implementation of this act and advise the governor on the achievement of greenhouse gas emission reductions. Creates an economic and environmental justice oversight panel as a joint body between the office of the governor, the department of ecology, and the department of health. Requires the department of revenue to establish and administer a low-income carbon pollution mitigation tax grant for state residents to assist in the equitable transition to lower carbon emission energy sources. Involves the following in some role regarding the imposition of the carbon tax: The department of ecology, the department of revenue, the department of commerce, the department of health, the Washington State University extension energy office, the recreation and conservation office, the office of the attorney general, and other state agencies with control of expenditures of carbon pollution mitigation tax receipts. Creates the clean energy account, the clean water climate program account, the sustainable forest health account, the carbon reduction investment fund, the sustainable infrastructure fund, and the equitable transition fund.

Tax exemptions	S Ways & Means	Frockt	Neutral
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Increasing tax exemption transparency and accountability.

Sponsors: Frockt (Prime), Billig, Chase, Conway, Darneille, Hasegawa, Hunt, Keiser, Kuderer, McCoy, Miloscia, Rolfes, Saldaña, Wellman

[SB 5513](#)
(HB 1500)

Summary: Establishes the tax exemption transparency and accountability act. Creates a tax expenditure budget as part of the biennial budget adopted by the legislature. Reforms the tax expenditure process by including tax expenditures in a tax expenditure budget in the biennial state budget process and requires they be readopted every two years as part of the budget process or they expire. Requires the department of revenue to prepare a tax expenditure budget. Requires the joint legislative audit and review committee to report its findings and recommendations for scheduled tax expenditures to the citizen commission for performance measurement of tax expenditures by June 30th of each year.

Vehicle taxation	S Transportation	Fortunato	Neutral
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Concerning vehicle taxation.

[SB 5564](#)

Sponsors: Fortunato (Prime), Hawkins, King, O'Ban

Summary: Modifies provisions relating to vehicle taxation.

Foreign national ownership	S State Governme	Billig	Neutral
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Concerning certification of the level of foreign national ownership for corporations that participate in Washington state elections.

[SB 5570](#)

Sponsors: Billig (Prime), Hasegawa, Hunt, Keiser, Kuderer, Miloscia, Rolfes, Zeiger

Summary: Requires each treasurer, candidate, and political committee to include the following in the

report they file with the public disclosure commission: A certification from each corporation making a contribution to the candidate or political committee that, in compliance with the federal foreign agents registration act, the corporation's ownership comprises less than fifty percent foreign nationals.

SSB 5607	Education Concerning education.	H Approps	Braun	Neutral
	<i>Sponsors:</i> Braun (Prime), Angel, Becker, Brown, Fain, Honeyford, King, Miloscia, Rivers, Schoesler, Sheldon, Warnick, Wilson, Zeiger			
	<i>Summary:</i> Revises education provisions with regard to: The weighted per pupil funding model; local effort levy; local excess levy authority for calendar year 2020 and thereafter; providing a one-year delay in the levy lid reduction; compensation and salary; housing allowance; national board for professional teaching standards bonus; state-funded extended year contracts; health care benefits; measures of a school district's success; accountability through improved accounting transparency; providing flexibility to school districts; recognizing school districts meeting the performance targets; addressing school districts not meeting the performance targets; establishing the top teacher recognition grant program; conforming future collective bargaining agreements to this act; prohibiting teacher strikes; student absenteeism; paraeducators; technical amendments to align statutes with the per pupil funding distribution model and recognizing and rewarding school districts that meet the measures of success; education sector excellence assessment framework; and authority to remove teachers that are detrimental to student academic performance. Provides for submission of this act to a vote of the people.			

SB 5720 (HB 2049)	Production-based comp. wages Addressing the payment of production-based compensation wages for the employment and use of labor in agricultural activities and in the production, handling, and storage of farm products.	S AWTEDP	Hawkins	Neutral
	<i>Sponsors:</i> Hawkins (Prime), Baumgartner, Brown, Hobbs, King, Schoesler, Sheldon, Takko			
	<i>Summary:</i> Addresses production-based safe harbor compensation which is a wage rate paid to employees in connection with work related to the growing, production, handling, or storage of farm products or in performing agricultural activities based upon the employee's job performance as measured through the number of: (1) Units picked, packed, or manufactured; (2) Tasks performed; (3) Events completed; or (4) Other measurable recurring circumstances produced, completed, or performed.			

SB 5765	Tax exemptions & deductions Repealing certain tax exemptions and deductions to help pay for the full funding of basic education.	S Ways & Means	Hasegawa	Neutral
	<i>Sponsors:</i> Hasegawa (Prime)			
	<i>Summary:</i> Repeals certain tax exemptions and deductions for international banking facilities and professional employer organizations to help pay for the full funding of basic education.			

SB 5775	Tax preferences repeal Repealing existing tax preferences.	S Ways & Means	Chase	Neutral
	<i>Sponsors:</i> Chase (Prime)			
	<i>Summary:</i> Repeals the state's tax preferences.			

SB 5786 (HB 1916)	Fertilizer, etc./B&O tax Creating a business and occupation tax exemption for certain sales of commercial fertilizer,	S Ways & Means	Walsh	Neutral
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agricultural crop protection products, and seed.

Sponsors: Walsh (Prime), Hobbs, Schoesler, Takko, Warnick

Summary: Provides a business and occupation tax exemption for wholesale sales of commercial fertilizer, agricultural crop protection products, and seed by an eligible distributor to an eligible retailer.

Food flavor products tax	S Ways & Means	Ranker	Neutral
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Removing the expiration date from the sales and use tax exemptions for certain products that impart flavor to food.

[SB 5799](#)
(HB 2089)

Sponsors: Ranker (Prime), Braun, Keiser

Summary: Extends the July 1, 2017, expiration, of the sales and use tax exemptions for certain products that impart flavor to food, to January 1, 2028.

Agritourism	S AWTEDPS	Warnick	Neutral
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Concerning agritourism.

[SSB 5808](#)

Sponsors: Warnick (Prime), Bailey, Becker, Brown, Chase, Short, Walsh

Summary:

Paid family leave	S Com/Labor/Spor	Fain	Neutral
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Addressing paid family leave.

[SB 5829](#)

Sponsors: Fain (Prime), Conway, Hunt, Keiser

Summary:

Equal pay act enforcement	S Com/Labor/Spor	Fain	Neutral
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Enhancing enforcement of the equal pay act.

[SB 5836](#)

Sponsors: Fain (Prime), Baumgartner, Braun, Cleveland, Conway, Hasegawa, Hunt, Keiser, Saldaña

Summary:

Low Priority Bills

No bills.

Monitoring Bills

No bills.

Other Bills

No bills.