

2017 Washington State Legislative Session Weekly Report Far West Agribusiness Association February 24, 2017

This week the legislative fiscal committees in Olympia worked diligently to pass bills before the February 24 cut-off deadline. Fiscal committee cut-off means bills in the fiscal committees (e.g., House Finance, House Appropriations, House and Senate Transportation and Senate Ways & Means) will die if not passed out by the designated date. Keep in mind that any bill deemed NTIB (necessary to implement the budget) can be exempt from these cut-off deadlines. And it is important to know that "dead" bills can be brought back to life through either extraordinary procedural maneuvers or creative amendments of the language onto other bills moving through the process.

As the cut-off dates continue to weed out bills, the next deadline for legislation moving through the process is March 8. This is the last day the chamber of origin has to pass its own bills. With this in mind, legislators will spend the majority of their time beginning next week through March 8 on the floor voting on bills.

McCleary

House Passes Education Funding Proposal

This week the debate intensified on how to satisfy the Washington State Supreme Court's 2012 McCleary decision mandate to the Legislature to fully fund K-12 basic education without reliance on local levy dollars. The Republican education funding proposal ([SSB 5607](#)) passed the Senate on February 1 and this week it was the Democrats turn to pass their plan. On February 22, after a lengthy debate in the House, the Democrat education funding proposal ([ESHB 1843](#)) passed. House Republicans questioned passing a plan that did not include a revenue source, as noted in this *Spokesman Review* [article](#). The House legislation passed along party lines with a 50-47 count.

By the Numbers...

That same day, clarification surfaced regarding the Republicans education funding proposal figures related to SSB 5607, as noted in this *Tacoma News Tribune* [article](#). Nonpartisan staff estimate the plan will cost \$6.9 billion over the next four years (this differs from original estimates of \$5.3 billion). Accordingly, new data released by staff project the property taxes for the average Seattle homeowner to increase by \$686 annually which is larger than originally calculated. The Democrats plan is projected to cost \$7.6 billion over the next four years.

New Revenue vs. Levy Swap

Democrats are standing firm that new revenue will be required to meet McCleary funding requirements in addition to maintenance of existing state services, such as foster care, mental health, and public safety. New revenue sources being considered by Democrats include a capital gains tax and a carbon tax proposed by the governor. Republicans feel just as strongly they can avoid new revenue by using a

proposed levy swap included in their legislation. The swap amounts to replacement of local schools' levy tax authority with a statewide property tax levy of similar value.

Levy Lid Debate Continues

This Associated Press [article](#) noted on February 21 that Governor Inslee (D) urged the Republican-controlled Senate to pass levy lid "fix" legislation ([SHB 1059](#)) previously passed by the House on January 23. The legislation would provide a one-year delay to the expiration of current local school levy authority, some of which is used for basic education funding. Republicans pushed back stating that passage of such legislation would remove an incentive for the Legislature to reach an agreement in 2017 to satisfy the McCleary funding requirements, as explained in this *Washington State Wire* [piece](#).

Transportation

REAL ID Update

Recently, Senate Democrats produced this bilingual [FAQ page](#) regarding Washington State drivers' licenses and the federal REAL ID Act. Upcoming changes to the Washington State drivers license will not meet the requirements of the federal REAL ID Act, as reported in this NW News Network [article](#). The changes are being implemented to help prevent identify theft. Currently, bills ([SB 5008](#)/[HB 1041](#)) to put the Washington State driver's license in compliance with the REAL ID Act requirements have passed out of their respective committees in each chamber.

Higher Education

Student Debt

As reported in this *Bloomberg* [article](#), student debt in the United States is at an all-time high. Nearly 25% of student debtors are in default or at least 90 days late on their monthly payments. These types of statistics have led to student debt relief legislation this session.

University President Selections

The *Kitsap Sun* discussed in this [article](#) that [SB 5584](#) is designed to bring transparency to the selection process of university presidents. The bill would require that the State Senate confirm public university presidents.

Law & Justice

Police Use of Deadly Force

As reported in this NW Public Radio [blog](#), Rep. Goodman (D-Kirkland) anticipates legislative reforms to police use of deadly force will pass if it includes revenue to train officers and assistance for police departments to connect with citizens. Currently, legislation regarding these reforms includes [SB 5703](#) which had a public hearing in Senate Ways & Means on February 20 and was passed out on February 23. A similar House bill, [HB 1529](#), remains in the House Public Safety Committee.

Business & Labor

Driver Contract Status Solidification

Crosscut produced this [article](#) on [SSB 5620](#). The bill would cancel the different rules and regulations currently imposed by counties and cities on drivers for companies such as Uber and Lyft. The legislation

replaces the current set of local jurisdiction rules with a single regulatory system in Washington State for the industry. The legislation passed out of Senate Transportation on February 21.

K-12 Education

Charter School Law Ruled Constitutional

A King County Superior Court Judge ruled that Washington State's existing charter school law is constitutional, as reported [here](#) by the *Seattle Times*.

Public Safety

Sexual Assault Protection Orders & Human Trafficking

Legislation ([SHB 1384](#)) protecting sexual assault victims was passed with strong bipartisan support in the House (76-21, 1 excused) on February 20, as reported in this Associated Press [article](#). The legislation removes the two-year limit for protection orders for sexual assault victims and allows the court to issue permanent protection orders. Its companion bill, [SSB 5256](#), is awaiting action in the Senate. Another bill protects a person who has been convicted of a crime as a result of being a victim of trafficking, promoting prostitution, or promoting commercial sexual abuse of a minor. That bill, [SSB 5272](#) ([SHB 1112](#)), was unanimously voted out of the Senate on February 22. The House bill is in Rules awaiting action on the floor.

Drunken Driving Law Reforms

Legislation ([HB 1874](#)) reducing the drunk driving blood-alcohol limit from 0.08 to 0.05 had a public hearing in the House Transportation Committee on February 21, as reported in this NPR [news piece](#). [SB 5037](#), making a fourth drunk driving offense a felony, was voted on by the Senate on February 23 and passed (41-0, with 8 excused).

Health Care

Affordable Care Act Update

Republican and Democrat officials in Washington State have contrasting views on the impact of repealing the Affordable Care Act without a replacement, as outlined in this *Spokesman Review* [article](#).

Prescription Drug Prices

The Washington Research Council produced this in-depth look at prescription drug prices in this [blog](#), including how this issue impacts the state budget.

Mental Health

State Treatment for Mentally Ill Under Scrutiny

Wait times for competency exams at Western State psychiatric hospital in Washington State have increased, as reported in this Associated Press [article](#). A federal judge has issued an order requiring changes, such as hiring more staff, which must be made immediately at Western State in order for Washington State to be in compliance with federal laws.

Environment

As explained in this *Tacoma Daily News* [article](#), legislation ([SHB 1086/SSB 5438](#)) regarding permitting is waiting to be called to the floor for a vote. Both bills would set a two-year deadline for environmental impact statements to be completed. The intent of the legislation is to increase permitting efficiencies in the state.

Local Government

Hirst Decision Update - Water

As reported in this *Vancouver Columbian* [article](#), [HB 1918](#) and [HB 1885](#) narrowly passed out of the House Agriculture & Natural Resources Committee. Both bills aim to address the October 2016 Hirst decision that impacts the standards used by counties to review building permits that rely on wells for a water source.

Cyber

The issue of biometrics continues to be of considerable interest in Washington State. The *Tacoma News Tribune* produced this [article](#) on legislation this session regarding biometric data. The primary biometrics bills this session are [SHB 1493](#) (limiting how biometric data is shared and sold) and [SHB 1717](#) (requiring consent to be obtained before collecting biometric data by government officials). Both bills are in Rules awaiting floor action.

Far West Agribusiness Association

Upcoming Legislative Events

Appropriations (House) - HHR A, JLOB - 2/24 @ 10:00am

- SHB 1562 - Exec Session - Continuing the work of the Washington food policy forum.

Ways & Means (Senate) - SHR 4, JACB - 2/24 @ 11:00am

- SSB 5285 - 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.
- SB 5847 - Exec Session - Concerning the review process of the citizen commission for performance measurement of tax preferences.

High Priority Bills

Bill Details

Status

Sponsor

Position

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 FINDP	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.

Workers' compensation system	S Rules 2	Baumgartner	Support
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Improving workers' compensation system costs and administration and worker outcomes through modification of procedures for claims to self-insureds, clarification of recovery in third-party legal actions, clarification of occupational disease claims, and lowering age barriers for structured settlements.

[SB 5822](#)

Sponsors: Baumgartner (Prime), Angel, Bailey, Becker, Braun, Brown, Ericksen, Fain, Fortunato, Hawkins, Honeyford, King, O'Ban, Padden, Rivers, Rossi, Schoesler, Sheldon, Short, Walsh, Warnick, Wilson, Zeiger

Summary: Revises the state industrial insurance act. Adopts a series of targeted reforms to address the costs and administration of workers' compensation. Clarifies the standards for occupational disease coverage and provides injured workers with a clear time period in which an occupational disease claim must be filed. Reduces the age restriction originally placed upon eligibility for the program. States that in light of certain developments and to align with past recommendations of the joint legislative audit and review committee, the legislature intends that the department of labor and industries' role in the management of claims by self-insured employers transition from readjudication to accountability oversight, first with respect to the allowance and denial of claims and by January 1, 2019, with respect to all claims management decisions.

Medium Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
Ecology rules/peer review Establishing a peer review process to ensure robust economic analysis of department of ecology administrative rules. <i>Sponsors:</i> Shea (Prime), Buys, Haler, Holy, McCaslin, Pike, Short, Taylor, Young	H Environment	Shea	Neutral
<u>HB 1014</u> <i>Summary:</i> 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 Delaying implementation of revisions to the school levy lid. <i>Sponsors:</i> Lytton (Prime), Bergquist, Blake, Cody, Dolan, Farrell, Fitzgibbon, Frame, Hudgins, Jinkins, Kagi, Kilduff, Ormsby, Pollet, Senn, Sullivan, Tarleton	S Ways & Means	Lytton	Neutral
<u>SHB 1059</u> <u>(SB 5023)</u> <i>Summary:</i> 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 Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science. <i>Sponsors:</i> Fitzgibbon (Prime), Doglio, Farrell, Fey, Goodman, Jinkins, Macri, Ormsby, Peterson, Pollet, Ryu, Stanford, Tarleton	H Approps	Fitzgibbon	Neutral
<u>SHB 1144</u> <i>Summary:</i> 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.			

	<p>State estate tax, repealing Repealing the state estate tax.</p>	H Finance	Young	Neutral
<p>HB 1206</p>	<p><i>Sponsors:</i> Young (Prime), McCaslin, Muri, Shea, Taylor, Walsh</p> <p><i>Summary:</i> Repeals the state estate tax.</p>			
<p>HB 1298</p>	<p>Job applicants/arrests, etc. Prohibiting employers from asking about arrests or convictions before an applicant is determined otherwise qualified for a position.</p> <p><i>Sponsors:</i> Ortiz-Self (Prime), Appleton, Bergquist, Farrell, Frame, Gregerson, Haler, Jinkins, Kagi, Kilduff, Lovick, Manweller, McBride, Ormsby, Santos, Sells, Senn, Stanford, Tarleton, Young</p> <p><i>Summary:</i> 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.</p>	H Approps	Ortiz-Self	Neutral
<p>HB 1301 (SB 5528)</p>	<p>Employee antiretaliation Concerning the employee antiretaliation act.</p> <p><i>Sponsors:</i> Ryu (Prime), Farrell, Frame, Goodman, Gregerson, Jinkins, Macri, McBride, Ormsby, Peterson, Pollet, Santos, Senn, Stanford, Stonier, Tarleton</p> <p><i>Summary:</i> Addresses retaliation and discrimination against employees and providing protection for employees.</p>	H Approps	Ryu	Neutral
<p>HB 1302</p>	<p>Wage violations, damages for Providing damages for wage violations.</p> <p><i>Sponsors:</i> Frame (Prime), Farrell, Goodman, Gregerson, Jinkins, Macri, Ormsby, Peterson, Ryu, Santos, Stanford</p> <p><i>Summary:</i> Increases the penalty for certain wage violations.</p>	H Rules R	Frame	Neutral
<p>HB 1352 (SB 5230)</p>	<p>Small business owners Concerning licensing and regulatory requirements of small business owners.</p> <p><i>Sponsors:</i> 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</p> <p><i>Summary:</i> 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</p>	H Rules R	Barkis	Neutral

(2) No later than August 31, 2017, provide the attorney general with certain information. Expires December 31, 2017.

[SHB 1404](#)
(SSB 5285)

Workforce study/ag., etc.

H Approps

Tarleton

Neutral

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.

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.

[HB 1453](#)
(SB 5318)

Agriculture science ed.

H Education

Blake

Neutral

Promoting agriculture science education in schools.

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.

[HB 1500](#)
(SB 5513)

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

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.

[HB 1555](#)
(SB 5127)

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.

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 Approps Gregerson Neutral
Continuing the work of the Washington food policy forum.

[SHB 1562](#)

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

Summary:

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](#)
(SB 5846)

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 Rules R Buys Neutral
Concerning agriculture and farming.

[SHB 1692](#)

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

Summary:

[HB 1730](#)
(SB 5111)

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.

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 Rules R

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

S Ways & Means

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.

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

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

Summary: HB 1843-S - DIGEST Addresses equitable and responsible investments in the state's basic education program and reductions to local effort contributions to fulfill the state's paramount duty for all children. Requires the superintendent of public instruction to: (1) Convene a technical working group to provide recommendations for revising school district accounting practices for the purpose of improving fiscal transparency by establishing methods for separate accounting of school district expenditures made to support the state's program of basic education and those made as locally determined enrichments with local or other funding sources; and (2) Convene a work group to determine whether the funded enrollment percent for special education programs of twelve and seven-tenths should be adjusted. Establishes an accountability monitoring and reporting system as part of a continuing effort to make meaningful and substantial progress toward meeting long-term performance goals in K-12 education.

Fertilizer, etc./B&O tax

H Finance

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.

Sponsors: Pollet (Prime), Santos

[HB 1926](#)

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.

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

[HB 1941](#)
(SB 5774)

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

Concerning limitations on liability for agritourism activities.

Sponsors: Manweller (Prime), Irwin

[HB 2020](#)

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

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.

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

[HB 2049](#)
(SB 5720)

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

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.

Rural food & forest products	H Tech & Econ De	Walsh	Neutral
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Encouraging the economic vitality of rural food and forest product businesses.

[HB 2133](#)

Sponsors: Walsh (Prime), Barkis, Blake, Buys, Griffey, Kraft, MacEwen, Stambaugh, Van Werven

Summary:

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.

School levy lid revs./delay	S EL/K-12	Wellman	Neutral
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Delaying implementation of revisions to the school levy lid.

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

Sponsors: Wellman (Prime), Billig, Carlyle, Chase, Conway, Darneille, Frockt, Hasegawa, Hunt, Keiser, Kuderer, Liias, McCoy, Mullet, Nelson, Palumbo, Pedersen, Rolfes, Saldaña

Summary: 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.

Family & med leave insurance	S Com/Labor/Spor	Keiser	Neutral
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Implementing family and medical leave insurance.

[SB 5032](#)
[\(HB 1116\)](#)

Sponsors: Keiser (Prime), Billig, Chase, Cleveland, Conway, Darneille, Frockt, Hasegawa, Hobbs, Hunt, McCoy, Nelson, Palumbo, Pedersen, Ranker, Rolfes

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.

<p>SSB 5051</p>	<p>State land lease provisions Concerning nondefault or early termination provisions in state land leases for agricultural or grazing purposes.</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>S 2nd Reading</p>	<p>Brown</p>	<p>Neutral</p>
<p>SB 5111 (HB 1730)</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> <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>S Ways & Means</p>	<p>Braun</p>	<p>Neutral</p>
<p>SB 5127 (HB 1555)</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> <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: (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.</p>	<p>S Ways & Means</p>	<p>Braun</p>	<p>Neutral</p>
<p>SB 5149</p>	<p>Paid family leave Addressing paid family leave.</p> <p><i>Sponsors:</i> Fain (Prime), Baumgartner, Braun, Hobbs, Miloscia, Palumbo, Rivers, Walsh, Warnick, Zeiger</p> <p><i>Summary:</i> 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.</p>	<p>S Com/Labor/Spor</p>	<p>Fain</p>	<p>Neutral</p>
<p>SSB 5208 (HB 1422)</p>	<p>Rural jobs Creating the Washington rural jobs act.</p> <p><i>Sponsors:</i> Warnick (Prime), Brown, Dandel, Hawkins, Mullet, Saldaña, Schoesler, Takko, Wellman</p> <p><i>Summary:</i></p>	<p>S Ways & Means</p>	<p>Warnick</p>	<p>Neutral</p>
<p>SB 5230</p>	<p>Small business owners</p>	<p>H State Govt, Ele</p>	<p>Wilson</p>	<p>Neutral</p>

(HB 1352)

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

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 2nd Reading

Warnick

Neutral

Concerning the procurement of seeds by state agencies.

Sponsors: Warnick (Prime)

[SSB 5263](#)

Summary: Requires agencies, when purchasing seed through a contract that is over two thousand five hundred dollars in value, to require suppliers of the seed to ensure the identity and purity of the seed through appropriate testing performed by the department of agriculture or certain other agencies to ensure the identity and purity of the seed.

Workforce study/ag., etc.

S Ways & Means

Wilson

Neutral

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.

Sponsors: Wilson (Prime), Palumbo

[SSB 5285](#)
(SHB 1404)

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.

Levy auth/local eff assist

S Ways & Means

Ranker

Neutral

Lowering the levy authority and local effort assistance.

Sponsors: Ranker (Prime)

[SB 5298](#)

Summary: Lowers the levy authority and local effort assistance.

Agriculture science ed.

S Ways & Means

Hunt

Neutral

Promoting agriculture science education in schools.

Sponsors: Hunt (Prime), Bailey, Brown, Conway, Rolfes, Takko, Warnick

[SB 5318](#)
(HB 1453)

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.

Carbon pollution tax	S Energy, Enviro	Hobbs	Neutral
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Creating a fossil fuel carbon pollution tax.

Sponsors: Hobbs (Prime), Hunt

[SB 5385](#)

Summary: 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.

Greenhouse gas emissions	S Energy, Enviro	Chase	Neutral
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Reducing greenhouse gas emissions.

[SB 5421](#)

Sponsors: Chase (Prime), Hasegawa, Salda?a

Summary: 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.

Workplace bullying	S Com/Labor/Spor	Chase	Neutral
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Addressing workplace bullying by making it an unfair practice to subject an employee to an abusive work environment.

[SB 5423](#)

Sponsors: 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, Salda?a

[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.

Education	H Approps	Braun	Neutral
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Concerning education.

Sponsors: Braun (Prime), Angel, Becker, Brown, Fain, Honeyford, King, Miloscia, Rivers, Schoesler, Sheldon, Warnick, Wilson, Zeiger

[SSB 5607](#)

Summary: 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.

Production-based comp. wages	S Rules 2	Hawkins	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.

Sponsors: Hawkins (Prime), Baumgartner, Brown, Hobbs, King, Schoesler, Sheldon, Takko

[SB 5720](#)
(HB 2049)

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.

Tax exemptions & deductions	S Ways & Means	Hasegawa	Neutral
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Repealing certain tax exemptions and deductions to help pay for the full funding of basic education.

Sponsors: Hasegawa (Prime)

[SB 5765](#)

Summary: Repeals certain tax exemptions and deductions for international banking facilities and professional employer organizations to help pay for the full funding of basic education.

Tax preferences repeal	S Ways & Means	Chase	Neutral
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Repealing existing tax preferences.

Sponsors: Chase (Prime)

[SB 5775](#)

Summary: Repeals the state's tax preferences.

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

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

[SB 5786](#)
(HB 1916)

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.

Sponsors: Ranker (Prime), Braun, Keiser

[SB 5799](#)
(HB 2089)

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.

[SSB 5808](#)

Agritourism	S Rules 2	Warnick	Neutral
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Concerning agritourism.

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

Summary:

Paid family leave	S Ways & Means	Fain	Neutral
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Addressing paid family leave.

[SB 5829](#)

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

Summary: Addresses the provision of paid family leave for the birth or placement of a child for adoption or foster care with an employee and for a qualifying exigency under the federal family and medical leave act.

Equal pay act enforcement	S Rules 2	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, Salda?a

Summary: Updates the existing state equal pay act to reflect the equal status of workers in the state and requires men and women in the same job to be compensated as equals.

Railroad employee work hours	S Transportation	Rivers	Neutral
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Concerning hours of service for certain railroad employees.

[SB 5845](#)

Sponsors: Rivers (Prime), Angel, Bailey, Billig, Carlyle, Chase, Cleveland, Conway, Darneille, Fortunato, Frockt, Hasegawa, Hobbs, Hunt, Keiser, Kuderer, Liias, McCoy, Miloscia, Mullet, O'Ban, Palumbo, Pearson, Pedersen, Ranker, Rolfes, Salda?a, Takko, Warnick, Wellman, Wilson, Zeiger

Summary: Regulates the hours of service for yardmasters.

Crew size on certain trains	S Transportation	Walsh	Neutral
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Establishing minimum crew size on certain trains.

[SB 5846](#)
[\(HB 1669\)](#)

Sponsors: Walsh (Prime), Angel, Bailey, Billig, Carlyle, Chase, Cleveland, Conway, Darneille, Fortunato, Frockt, Hasegawa, Hobbs, Hunt, Keiser, Kuderer, Liias, McCoy, Miloscia, Mullet, O'Ban, Palumbo, Pearson, Pedersen, Ranker, Rivers, Rolfes, Salda?a, Takko, Wellman, Wilson, Zeiger

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

Tax prefs citizen commission	S Ways & Means	Carlyle	Neutral
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Concerning the review process of the citizen commission for performance measurement of tax preferences.

[SB 5847](#)

Sponsors: Carlyle (Prime), Hasegawa, Hunt

Summary: Requires the joint legislative audit and review committee, when reviewing tax preferences, to include the following: (1) The overall effective tax rate for the industry groups benefiting from the tax preference; and (2) Using economic modeling techniques, evaluate potential economic impacts of the tax preference compared to the economic impact of government activities funded at the same level as the preference.

State tax preferences

S Ways & Means

Carlyle

Neutral

Concerning the creation, extension, expansion, accountability, and transparency of state tax preferences.

Sponsors: Carlyle (Prime), Conway, Hasegawa, Hunt

[SB 5848](#)

Summary: Addresses state tax preferences with regard to: (1) Improving tax preference data collection; (2) Incorporating department of revenue-led work group recommendations for improving department of revenue annual surveys and reports; (3) Authorizing public disclosure of firm-specific tax savings from business tax incentives; (4) Updating and modernizing the department of revenue tax exemption report; and (5) Improving the information contained in fiscal notes for bills that contain tax preferences for economic development.

Low Priority Bills

No bills.

Monitoring Bills

No bills.

Other Bills

No bills.