

## 2018 Washington State Legislative Session Weekly Report Far West Agribusiness Association January 19, 2018

### Week of January 15 to 19 Highlights

The Washington Legislature is completing its second week of the 2018 legislative session. A major milestone was achieved on January 18 when a *Hirst* water rights deal was reached to clear the path for passage of the capital budget. Two more weeks remain before the House of Origin Policy Committee Cutoff on February 2.

Below is a summary of highlights from this week and events for next week.

#### ***Hirst* & Capital Budget Agreement Reached**

Legislators were able to reach a compromise on the complicated water rights issue brought about by the 2016 Supreme Court *Hirst* decision. This issue has been linked to the capital budget negotiations for over a year. But on January 18 the Legislature moved forward on the negotiated deal by passing the *Hirst* fix bill ([ESSB 6091](#)). The capital budget was then passed by the Senate by a unanimous (49-0) vote and the House with a vote of 95-1, 2 excused. Finally, the capital budget bond bill was passed by the House with a vote of 94-2, 2 excused and the Senate by a 47-2 vote. The *Hirst* water availability legislation will allow property owners to drill new wells. It lowers the originally proposed fee of \$1500 to \$500 and provides a three-year time frame for communities to develop water resource inventory management plans.

#### **Business & Labor**

##### *REET*

House Finance held a public hearing on [HB 2444](#). The bill deals with a Real Estate Excise Tax exemption on the transfer of real property for which the transferor was allocated federal low-income housing tax credits. It has an executive session on Jan. 23.

##### *Tax Preference Citizen Commission*

Legislation ([SB 5847](#)) re-introduced by Sen. Carlyle (D-Seattle) received a public hearing on Jan. 18 in Senate Ways & Means. The bill increases transparency on the "effective tax rate" for those receiving a tax incentive. It also is intended to assess the effect of tax preferences on regions of the state and on the effect to Washington's personal income, where applicable.

##### *Equal Pay*

The House passed the Equal Pay bill ([2SHB 1506](#)) on January 17 with a vote of 69-28. A priority for Democrats this session, the legislation is expected to swiftly move through both chambers.

## **Environment**

With Democrats in control of both chambers for the first time since 2012, there has been a significant amount of legislation introduced that focuses on the environment this session. *Crosscut* covers the issue in this [article](#).

### *Carbon Tax*

Democrat Governor Inslee's proposed carbon tax legislation ([SB 6203](#)) had a public hearing on January 16 in the Senate Energy, Environment & Technology Committee. As noted in this Associated Press [article](#), several large Washington State businesses such as Microsoft and REI testified in support of the bill. Rep. Buys (R-Lynden) expressed his concerns that the legislation will have a significant negative impact on agriculture, as noted in this WA Ag Network [blog](#).

## **K-12 Education**

Erin's Law legislation ([HB 1539](#)) establishes a task force to implement prevention of sexual abuse curriculum for K-12 students. It would also require curriculum to be adopted and posted on the Office of Superintendent of Public Instruction website. This legislation had a hearing on January 16 in the House Education Committee and was passed out on January 18.

## **Mental Health & Human Services**

### *Youth Mental Health*

The House Early Learning & Human Services Committee held a public hearing on several youth-related mental health bills on January 15. Two key bills included [HB 2451](#) that would expand children's mental health services consultation and [HB 2779](#) that would improve access to mental health services for children and youth.

### *Establishing Task Forces*

Two bills creating task forces were passed out of the Early Learning & Human Services Committee. These include [HB 2367](#) that establishes a childcare collaborative task force and [E2SHB 1482](#) that creates the legislative-executive WorkFirst poverty reduction oversight task force.

## **Elections**

Several election-related bills have seen movement in the Senate. This [floor amendment](#) to the Voting Rights Act [ESSB 6002](#) was adopted on January 17. [SSB 5991](#) regarding campaign finance disclosures and [SSB 6021](#) extending the voter registration period are also waiting to be called to the Senate floor for a vote.

## **Finance**

### *Warrants*

At the request of the State Treasurer, [SB 6311](#) and [HB 2745](#) were introduced to modify requirements for the state treasurer to manage lost or destroyed warrants, bonds, and other instruments. SB 6311 had a hearing in the Financial Institutions & Insurance Committee on January 18.

### *Infrastructure*

At the request of the State Treasurer, legislation ([SB 6480](#)) was filed to enhance assistance and coordination of local government infrastructure needs.

## **Cyber**

### *Selling Personal Information*

Legislation ([2SHB 1904](#)) related to data collection received a public hearing on January 16 in the House Committee on Technology & Economic Development. The bill would require entities that generate a certain level of gross income from the sale of Washingtonians' personal information to register with the Department of Revenue and provide information about the business and its sale of personal information. The bill has three executive sessions scheduled for January 23, 24 and 25.

### *Net Neutrality*

Washington State's Attorney General (AG) filed a petition to appeal the FCC decision to rescind the net neutrality rules. As explained in this AG [press release](#), this is the first step to block the FCC decision and involves a coalition of 22 states and the District of Columbia.

## **Health Care**

### *Prescription Drug Costs*

The Senate Health & Long Term Care Committee held a public hearing on January 16 on legislation ([SB 5586](#)) to promote the transparency of prescription drug costs. [SB 5995](#) would protect consumers from excessive increases in generic prescription drugs. It also had a public hearing the same day.

### *Women's Reproductive Health Care*

On January 19 the Senate Health & Long Term Care Committee held a public hearing on [SB 6219](#) regarding women's reproductive health care. Among other things, the legislation would require health plans to provide gynecological and maternal health care and also require plans that cover maternity care to also cover abortions. The legislation has not been scheduled for a committee vote.

### *Opioids*

[SB 6150](#) is designed to prevent opioid use disorder with treatment, prevention and related services. The bill had a public hearing on January 15 in the Senate Health & Long Term Care Committee. The legislation is at the request of the governor who has made fighting the opioid crisis a priority this session.

## **Gun Responsibility**

On January 15 the Senate Law & Justice Committee held a heavily attended public hearing on multiple gun-related bills, as noted in this Associated Press [article](#). Legislation prohibiting bump stocks, [SB 5992](#), was passed out of committee the next day.

# Far West Agribusiness Association

## Upcoming Legislative Events

### Appropriations (House) - HHR A, JLOB - 1/22 @ 3:30pm

- SHB 1144 - Public Hearing - Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science.

### Transportation (House) - HHR B, JLOB - 1/22 @ 3:30pm

- HB 2696 - Public Hearing - Concerning medical certificate requirements for applicants and holders of commercial drivers' licenses and commercial learners' permits.

### Energy, Environment & Technology (Senate) - SHR 1, JACB - 1/23 @ 10:00am

- SB 6063 - Public Hearing - Concerning aerial application of crop protection products from an agricultural aircraft near school facilities.
- SB 6285 - Public Hearing - Creating the hazardous substance tax stabilization act.

### Labor & Commerce (Senate) - SHR 4, JACB - 1/24 @ 1:30pm

- SB 5423 - Public Hearing - Addressing workplace bullying by making it an unfair practice to subject an employee to an abusive work environment.

### Appropriations (House) - HHR A, JLOB - 1/24 @ 3:30pm

- SHB 1144 - Exec Session - Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science.

### High Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
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<b>Family &amp; med leave insurance</b>	H Labor & Workpla	Robinson	Oppose
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Implementing family and medical leave insurance.

*Sponsors:* 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

**SHB 1116**  
**(SB 5032)**

*Summary:* 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. 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. Changes the name of the family leave insurance account to the family and medical leave insurance account. Requires the state treasurer to, on July 1, 2017, transfer forty-two million dollars from the state general fund to the family and medical leave insurance account. The transfer is a loan for start-up costs of the program.

<p><a href="#"><u>HB 1663</u></a> <b>(SB 5501)</b></p>	<p><b>Hazard. substance possession</b> Concerning imposing a surtax on the possession of hazardous substances.</p> <p><i>Sponsors:</i> Peterson (Prime), Fitzgibbon, Macri, Pollet</p> <p><i>Summary:</i> Revises the model toxics control act to impose a surtax on those persons who are subject to the hazardous substance tax.</p>	<p>H Finance</p>	<p>Peterson</p>	<p>Concerns</p>
<p><a href="#"><u>SHB 1669</u></a> <b>(SB 5846)</b></p>	<p><b>Crew size on certain trains</b> Establishing minimum crew size on certain trains.</p> <p><i>Sponsors:</i> 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</p> <p><i>Summary:</i></p>		<p>Farrell</p>	<p>Oppose</p>
<p><a href="#"><u>HB 1806</u></a></p>	<p><b>Crimes by corporations</b> Increasing monetary penalties for crimes committed by corporations.</p> <p><i>Sponsors:</i> 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</p> <p><i>Summary:</i> Addresses the penalties imposed for criminal offenses by corporations.</p>	<p>H Public Safety</p>	<p>Pellicciotti</p>	<p>Oppose</p>
<p><a href="#"><u>SB 5501</u></a> <b>(HB 1663)</b></p>	<p><b>Hazard. substance possession</b> Concerning imposing a surtax on the possession of hazardous substances.</p> <p><i>Sponsors:</i> Carlyle (Prime), Chase, Frockt, Hunt, Liias, Rolfes</p> <p><i>Summary:</i> Revises the model toxics control act to impose a surtax on those persons who are subject to the hazardous substance tax.</p>	<p>S Energy, Environ</p>	<p>Carlyle</p>	<p>Concerns</p>
<p><a href="#"><u>SB 5786</u></a> <b>(HB 1916)</b></p>	<p><b>Fertilizer, etc./B&amp;O tax</b> Creating a business and occupation tax exemption for certain sales of commercial fertilizer, agricultural crop protection products, and seed.</p> <p><i>Sponsors:</i> Walsh (Prime), Hobbs, Schoesler, Takko, Warnick</p> <p><i>Summary:</i> 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.</p>	<p>S Rules X</p>	<p>Walsh</p>	<p>Support</p>
<p><a href="#"><u>SB 5822</u></a></p>	<p><b>Workers' compensation system</b> 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</p>	<p>S Rules X</p>	<p>Baumgartner</p>	<p>Support</p>

settlements.

*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.

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## Medium Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
<b>School levy lid revs./delay</b> Delaying implementation of revisions to the school levy lid.	H Approps	Lytton	Neutral
<b><a href="#">SHB 1059</a></b> <b>(ESB 5023)</b>	<i>Sponsors:</i> Lytton (Prime), Bergquist, Blake, Cody, Dolan, Farrell, Fitzgibbon, Frame, Hudgins, Jinkins, Kagi, Kilduff, Ormsby, Pollet, Senn, Sullivan, Tarleton		
	<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.		
<b>Seed buyer &amp; dealer disputes</b> Concerning dispute resolution between seed buyers and dealers.	H Ag & Nat Res	Buys	Neutral
<b><a href="#">HB 1132</a></b> <b>(SB 5075)</b>	<i>Sponsors:</i> Buys (Prime), Blake		
	<i>Summary:</i> Revises the state seed act with regard to dispute resolution between seed buyers and dealers.		
<b>Greenhouse gas emissions</b> Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science.	H Approps	Fitzgibbon	Neutral
	<i>Sponsors:</i> Fitzgibbon (Prime), Doglio, Farrell, Fey, Goodman, Jinkins, Macri, Ormsby, Peterson, Pollet, Ryu, Stanford, Tarleton		
<b><a href="#">2SHB 1144</a></b>	<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. Provides that this act is null and void if appropriations are not approved.		

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**Job applicants/arrests, etc.**

H 2nd Reading

Ortiz-Self

Neutral

Prohibiting employers from asking about arrests or convictions before an applicant is determined otherwise qualified for a position.

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

**2SHB 1298**

*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. Provides that this act is null and void if appropriations are not approved.

**WA food policy forum**

H Approps

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

**E2SHB 1562**

*Summary:* Establishes the Washington food policy forum, as a public-private partnership, and requires the forum to: (1) Increase the direct marketing sales of local farm products; (2) Reduce food insecurity in the state; (3) Identify opportunities to improve coordination between local food policy councils and state and federal agencies; and (4) Identify rules and regulations impeding the viability of small acreage agriculture. Gives responsibility to the directors of the state conservation commission and the department of agriculture for appointing participating members of the forum. Expires July 1, 2019. Provides that this act is null and void if appropriations are not approved.

**Agriculture and farming**

H Ag &amp; Nat Res

Buys

Neutral

Concerning agriculture and farming.

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

**SHB 1692**

*Summary:* Addresses marijuana, useable marijuana, and marijuana-infused products with regard to agricultural activities and forest practices; farm products; business and occupation taxes; unemployment compensation; and overtime laws found in chapter 49.46 RCW (the minimum wage act).

**Basic education program**

H Approps

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.

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**Rural food & forest products**

H Tech & Econ D

Walsh

Neutral

Encouraging the economic vitality of rural food and forest product businesses.

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

*Summary:* Requires the department of agriculture to: (1) Establish a pilot program to create an omnibus permitting process for businesses that process or engage in other value-added activities that involve: (a) Raw products of agriculture, fisheries, and aquaculture, including shellfish aquaculture; (b) food, food products, or cottage food products; (c) forest products; and (d) specialized forest products, processed cedar products, or specialty wood; and (2) Coordinate with the office of regulatory assistance and state agencies and local governments responsible for issuing each permit included in the omnibus permit, including the department of ecology, the department of health, and the relevant county. Prohibits the department from charging an additional fee for the use of the omnibus permitting process. Requires the department of ecology to: (1) Undertake a comprehensive analysis of common value-added food and forest product manufacturing processes that generate wastes; (2) Consult with the department of natural resources and the department of agriculture in identifying common food and forest product production processes and their associated wastes; and (3) When making grants or loans for water pollution control facilities, consider whether the project will support the viability of local agriculture, aquaculture, fisheries, or silviculture, and associated food or forest product processing. Requires the community economic revitalization board, when prioritizing each proposed public facilities project, to consider whether the project will support rural economic development by facilitating the long-term sustainability of local agriculture, aquaculture, fisheries, and silviculture, and associated food and forest product processing activities.

[HB 2133](#)

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**Hazardous substance tax**

H Cap Budget

Peterson

Neutral

Relating to providing a tiered tax on the possession of hazardous substances to provide for the current program's immediate needs and a more stable source of revenue in the future.

*Sponsors:* Peterson (Prime)

*Summary:* Provides a tiered tax on the possession of hazardous substances to provide for the current program's immediate needs and a more stable source of revenue in the future. Requires the department of ecology, in consultation with the department of revenue, to provide a report regarding cleanup and stormwater projects and projected hazardous substance tax revenues to the office of financial management and legislative fiscal committees by October 1, 2018, 2020, 2022, and 2024.

[SHB 2182](#)

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**Taxes**

H Finance

Lytton

Neutral

Concerning investing in Washington families by improving the fairness of the state's excise tax system by narrowing or eliminating tax preferences, imposing a business and occupation tax surcharge while eliminating tax liability for small businesses, enacting an excise tax on capital gains, modifying the real estate excise tax, making administrative changes, and implementing marketplace fairness in Washington.

[SHB 2186](#)

*Sponsors:* Lytton (Prime), Jinkins, Macri

*Summary:* Addresses the state's tax system with regard to: (1) Capital gains taxes; (2) Business and occupation tax rate change and deduction; (3) Eliminating the sales and use tax exemption for bottled water; (4) Repealing the preferential business and occupation tax rate for warehousing and reselling prescription drugs; (5) Narrowing a use tax exemption for self-produced fuel; (6) Eliminating the preferential business and occupation tax rate for international investment management services; (7)

Nonresident sales tax exemption remittances; (8) Graduated real estate excise tax rates; (9) Real estate excise tax on foreclosures; (10) Requiring local governments that issue building permits to supply subcontractor information to the department of revenue; (11) Remote sellers, referrers, and marketplace facilitators; (12) The expansion of an individual's liability for an entity's unpaid tax obligations; (13) Reducing interest on tax refunds; and (14) Transfers to the education legacy trust account.

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<b>Supp. operating budget</b>	H Approps	Ormsby	Neutral
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Making supplemental operating appropriations.

[HB 2299](#)  
**(SB 6032)**

*Sponsors:* Ormsby (Prime)

*Summary:* Makes supplemental operating appropriations.

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<b>State property tax reduction</b>	H Finance	Condotta	Neutral
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Reducing the state property tax in calendar year 2018.

[HB 2303](#)  
**(SB 6004)**

*Sponsors:* Condotta (Prime), Chapman, Haler, Orcutt, Shea, Stokesbary, Taylor, Van Werven, Vick, Wilcox

*Summary:* Changes the state property tax, for calendar year 2018, to two dollars and forty cents per thousand dollars of assessed value.

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<b>Retired farmers/property tax</b>	H Finance	Kraft	Neutral
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Exempting land removed from open space or farm and agricultural land classification from additional tax, interest, and other penalties if the land is owned in whole or in part by a retired farmer.

[HB 2349](#)

*Sponsors:* Kraft (Prime), Haler, Shea, Young

*Summary:* Provides an exemption from additional tax, interest, and other penalties on land that is removed from open space or farm and agricultural land classification if the land is owned by a retired farmer.

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<b>CDL medical certificates</b>	H Trans	Valdez	Neutral
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Concerning medical certificate requirements for applicants and holders of commercial drivers' licenses and commercial learners' permits.

*Sponsors:* Valdez (Prime), Eslick, Jinkins, Orcutt

[HB 2696](#)  
**(SB 6330)**

*Summary:* Modifies the uniform commercial driver's license act with regard to: Medical certificate requirements for applicants and holders; traffic infractions for licensees while being downgraded for not maintaining a current medical certificate; excepted or nonexcepted intrastate and excepted or nonexcepted interstate; and revision of the definition of "nonexcepted intrastate" and "excepted intrastate," relating to obtaining a certificate and wishing to maintain a CDL or CLP but not operate a commercial motor vehicle without changing his or her self-certification type. Requires the department of licensing, upon receiving an electronic copy of a certificate from the federal motor carrier safety administration, to post the status on the CDLIS driver record.

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<b>Ag competitiveness/emissions</b>	H Environment	Maycumber	Neutral
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Ensuring that attempts to limit greenhouse gas emissions in Washington state do not make Washington's agricultural products and food processing businesses economically uncompetitive, thereby shifting emissions to jurisdictions without similar greenhouse gas policies.

[HB 2768](#)

*Sponsors:* Maycumber (Prime), Haler

*Summary:* Requires food processing facilities to be designated as energy intense trade-exposed industries for the purposes of policies adopted or implemented by the state that limit greenhouse gas emissions or are otherwise intended to support the achievement of certain limits.

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<b>Ag/greenhouse emission rules</b>	H Environment	Maycumber	Neutral
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Providing regulatory relief from greenhouse gas emissions rules for producers of agricultural commodities and food products.

*Sponsors:* Maycumber (Prime), Haler

[HB 2769](#)

*Summary:* States that, if a rule is created that regulates greenhouse gas emissions of agricultural activities and food processing, the producers of agricultural commodities or food products may request the department of ecology to calculate greenhouse gas emissions in a comparison of a specified competitor's agricultural commodity or food product imported from out-of-state against the same type of agricultural commodity if obtained in the state. Requires the department of commerce, in consultation with the department of ecology, transportation-industry experts, and other business-related interests, to create a greenhouse gas emissions shipping modeling tool that allows a producer of a product to estimate the amount of greenhouse gas emissions produced when importing products and goods from out-of-state locations.

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<b>Pesticide exposure</b>	H HC/Wellness	Ortiz-Self	Neutral
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Concerning pesticide exposure and notification of certain pesticide applications.

[HB 2878](#)  
[\(SB 6322\)](#)

*Sponsors:* Ortiz-Self (Prime)

*Summary:*

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<b>Clean air act</b>	H Environment	Fitzgibbon	Neutral
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Concerning the Washington clean air act.

[HB 2879](#)

*Sponsors:* Fitzgibbon (Prime)

*Summary:*

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<b>Agricultural activity odors</b>	H Environment	Kloba	Neutral
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Addressing the regulation of odors from agricultural activities under the state clean air act.

[HB 2882](#)

*Sponsors:* Kloba (Prime), Blake, Condotta, Sawyer

*Summary:*

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<b>Water banks/permanent avail.</b>	S Econ Developmen	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.

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<b>Family &amp; med leave insurance</b>	S Labor & Commerc	Keiser	Neutral
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Implementing family and medical leave insurance.

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

[SB 5032](#)  
(SHB 1116)

*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.

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<b>Carbon pollution tax</b>	S Rules 2	Braun	Neutral
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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.

[SB 5127](#)  
(HB 1555)

*Sponsors:* Braun (Prime), Hunt, Ranker

*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.

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<b>Paid family leave</b>	S Labor & Commerc	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.

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<b>Small business owners</b>	S Labor & Commerc	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.

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**Seeds, agency procurement of** S Ag/Water/Natura Warnick Neutral  
Concerning the procurement of seeds by state agencies.

[ESSB 5263](#)

*Sponsors:* Warnick (Prime)

*Summary:* SB 5263-S - DIGEST 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.

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

[SB 5385](#)

*Sponsors:* Hobbs (Prime), Hunt

*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.

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**Greenhouse gas emissions** S Energy, Environ Chase Neutral  
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.

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**Workplace bullying** S Labor & Commerc Chase Neutral  
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.

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**Carbon tax** S Energy, Environ Carlyle 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.

[SB 5509](#)  
(HB 1646)

*Sponsors:* Carlyle (Prime), Frockt, Hunt, Ranker, Salda?a

*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.

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<b>Tax exemptions</b>	S Ways & Means	Frockt	Neutral
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.

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<b>Foreign national ownership</b>	S State Govt/Trib	Billig	Neutral
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.

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<b>Education</b>	S Rules X	Braun	Neutral
Concerning education.			

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

**[SB 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.

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<b>Production-based comp. wages</b>	S Rules X	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

[ESB 5720](#)  
(HB 2049)

*Summary:* SB 5720 - DIGEST 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.

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<b>Noxious weeds on state lands</b>	S Rules 3	Short	Neutral
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Concerning the management of noxious weeds on state lands.

*Sponsors:* Short (Prime), Schoesler

[SB 5754](#)

*Summary:* Addresses liens, with regard to the management of noxious weeds, on lands owned by the state.

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<b>Food flavor products tax</b>	S Rules X	Ranker	Neutral
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Extending the expiration date of the sales and use tax exemptions for certain products that impart flavor to food.

*Sponsors:* Ranker (Prime), Braun, Keiser

[SSB 5799](#)  
(HB 2089)

*Summary:* Changes the July 1, 2017, expiration date to January 1, 2028, on the sales and use tax exemptions for products sold to restaurants that impart flavor to food during the cooking process.

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<b>Equal pay act enforcement</b>	S Rules X	Fain	Neutral
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Enhancing enforcement of the equal pay act.

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

[SB 5836](#)

*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.

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

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

[SB 5847](#)

*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.

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	<b>B&amp;O manufacturing tax rate</b>	S Rules X	Baumgartner	Neutral
	Lowering the ceiling of the business and occupation manufacturing tax rate to 0.2904 percent.			
<a href="#"><u>SB 5888</u></a>	<i>Sponsors:</i> Baumgartner (Prime), Hobbs, Padden, Sheldon, Takko			
	<i>Summary:</i> Lowers the manufacturing rate for those manufacturing industries still taxed at the highest rate to create greater equity in taxation of manufacturers and reduce the tax burden on manufacturers.			
	<b>State property tax reduction</b>	S Ways & Means	Mullet	Neutral
	Reducing the state property tax in calendar year 2018.			
<a href="#"><u>SB 6004</u></a> <a href="#"><u>(HB 2303)</u></a>	<i>Sponsors:</i> Mullet (Prime), Braun, Keiser, Sheldon, Wilson			
	<i>Summary:</i> Changes the state property tax, for calendar year 2018, to two dollars and forty cents per thousand dollars of assessed value.			
	<b>Supp. operating budget</b>	S Ways & Means	Rolfes	Neutral
	Making supplemental operating appropriations.			
<a href="#"><u>SB 6032</u></a> <a href="#"><u>(HB 2299)</u></a>	<i>Sponsors:</i> Rolfes (Prime), Braun			
	<i>Summary:</i> Makes supplemental operating appropriations.			
	<b>State property tax reduction</b>	S Ways & Means	Ericksen	Neutral
	Reducing the state property tax in calendar year 2018.			
<a href="#"><u>SB 6033</u></a> <a href="#"><u>(HB 2434)</u></a>	<i>Sponsors:</i> Ericksen (Prime)			
	<i>Summary:</i> Decreases the 2018 state property tax.			
	<b>Aerial crop protect./schools</b>	S Energy, Enviro	Wellman	Neutral
	Concerning aerial application of crop protection products from an agricultural aircraft near school facilities.			
	<i>Sponsors:</i> Wellman (Prime), Billig, Hasegawa, Hunt, Kuderer, Rolfes			
<a href="#"><u>SB 6063</u></a>	<i>Summary:</i> Requires the applicator of crop protection products to provide written notification to an affected school facility forty-eight hours before an aerial application that is conducted within one-quarter mile of the school facility. Requires a school or a licensed day care center, that receives an aerial application notice, to post notification of the aerial application at least twenty-four hours before the application. Requires the licensed day care center to keep children inside the center during the intended date and time of the application.			
	<b>Planting and harvest dates</b>	S Transportation	Hobbs	Neutral
	Defining the planting and harvest dates for purposes of exemptions for agricultural transporters.			
<a href="#"><u>SB 6180</u></a>	<i>Sponsors:</i> Hobbs (Prime), King, Schoesler, Takko			
	<i>Summary:</i> States that the planting and harvesting seasons are January 1st through December 31st of each year, with regard to the exemption for agricultural transporters.			
<a href="#"><u>SB 6285</u></a>	<b>Hazardous substance tax</b>	S Energy, Environ	Palumbo	Neutral

Creating the hazardous substance tax stabilization act.

*Sponsors:* Palumbo (Prime)

*Summary:* Creates the hazardous substance tax stabilization act to support and provide financial reliability for local governments to implement large-scale environmental clean-up construction projects managed by a single local government with construction expected to span multiple biennia. Creates the hazardous substance tax stabilization escrow trust account.

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**Pesticide exposure**

S Energy, Enviro

Salda?a

Neutral

Concerning pesticide exposure and notification of certain pesticide applications.

*Sponsors:* Salda?a (Prime), Chase, Cleveland, Conway, Hasegawa, Hunt, McCoy, Ranker, Rolfes, Van De Wege

**SB 6322**  
**(HB 2878)**

*Summary:* Declares that community members should be protected from pesticide exposure and notified of certain pesticide applications to prevent unnecessary exposure. Requires a pesticide user to provide written notice of an intended pesticide application in accordance with certain requirements. Requires the department of health to develop a list of individuals who apply to receive notification of pesticide applications on adjacent property. Authorizes the department of health and the department of labor and industries to investigate and assess a civil fine in accordance with administrative procedures for certain violations in this act. Prohibits the civil fine from exceeding seven thousand five hundred dollars.

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**Carbon pollution tax**

S Energy, Enviro

Hobbs

Neutral

Creating a fossil fuel carbon pollution tax.

*Sponsors:* Hobbs (Prime), Salda?a

**SB 6335**

*Summary:* Imposes a fossil fuel carbon pollution tax on the carbon content of fossil fuels extracted, manufactured, or introduced into the state. 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 the joint legislative audit and review committee, in consultation with the department of revenue, the department of commerce, and the department of ecology, to conduct a review of the imposed tax which will be submitted to the governor and the appropriate legislative committees.

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**Processing B&O credit**

S Ways & Means

Keiser

Neutral

Providing a business and occupation tax credit for certain processing.

*Sponsors:* Keiser (Prime), Fain

*Summary:*

**SB 6433**

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**Hazardous substance tax**

S Energy, Enviro

Ranker

Neutral

Providing a tiered tax on the possession of hazardous substances to provide for the current program's immediate needs and a more stable source of revenue in the future.

*Sponsors:* Ranker (Prime), Frockt, Rolfes, Salda?a

*Summary:*

**SB 6463**

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