

2018 Washington State Legislative Session Weekly Report Far West Agribusiness Association February 9, 2018

Week of February 5 to 9 Highlights

Two important milestones occurred in the Washington State 2018 legislative session this week. February 6 marked the halfway point for the 60-day session and also served as the fiscal committee cut-off date. This means bills in the fiscal committees (i.e., House Finance, House Appropriations, House and Senate Transportation and Senate Ways & Means) had to pass out on or before February 6 in order to stay alive.

Note that any bill deemed NTIB (necessary to implement the budget) is exempt from these cut off deadlines. It is also important to note that "dead" bills can be brought back to life through either extraordinary procedural maneuvers or creative amendments on other bills moving through the process. The next deadline for legislation is February 14. This is the last day for the chamber of origin to pass its own bills off the floor so that they may proceed to the opposite chamber for consideration.

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

Business & Labor

Pay Equity

Pay equity legislation ([2SHB 1506](#)) was passed out of Senate Labor & Commerce on February 7. Among other things, this legislation modifies the Equal Pay Act to prohibit discrimination in compensation including discretionary and nondiscretionary wages and benefits.

Fair Chance Act

On February 7 the House passed (52-46) the Fair Chance Act ([2SHB 1298](#)). This bill prohibits employers from asking about a job applicant's prior criminal background until the employer has established the applicant is otherwise qualified for the position. Exemptions, such as for law enforcement and work with children, are included.

Sexual Harassment Prevention

Several pieces of legislation aimed at preventing sexual harassment in the workplace passed the Senate floor. [SSB 5996](#) to reduce sexual harassment and sexual assault in the workplace was unanimously passed on February 8. Also passing with a unanimous vote the same day was [SB 6471](#), which is designed to improve the workplace by developing model policies and best practices to prevent sexual harassment. [SSB 6313](#) to prevent employee contracts that limit an employee's right to file a sexual harassment claim is waiting to be called to the floor for a vote.

Health Care

Medicaid Fraud Control

The Senate passed [SSB 6051](#) on February 7 with a unanimous vote. The bill creates a new chapter in the Medicaid statute that authorizes the Medicaid Fraud Control Unit (MFCU) to investigate and prosecute Medicaid fraud. Its companion bill, [SHB 2273](#), is waiting to be called to the House floor for a vote.

Prescription Drug Cost Transparency

[2SHB 1541](#) was passed by the House with a 50-48 vote on February 7. The legislation is designed to provide prescription drug cost transparency by requiring prescription drug issuers and manufacturers to report certain prescription drug pricing data to an organization contracted by the Office of Financial Management. This data will be compiled in a report for the Legislature. Its companion bill, [SB 5401](#), has not moved since it was introduced.

Opioid Epidemic

Senate Ways & Means passed [2SSB 6150](#) out of committee on February 6. The legislation seeks to prevent opioid use disorder. Its companion bill, [SHB 2489](#), passed out of House Appropriations the same day. Both bills are awaiting a floor vote. This *Seattle Times* [article](#) explains more about the two bills that would make the overdose drug naloxone more widely available.

Environment

Off-Shore Drilling

Washington State Attorney General Bob Ferguson (D) announced in this [press release](#) that he will file a lawsuit against the federal government if President Trump's offshore drilling plan includes Washington State.

Carbon Tax

Governor Inslee's carbon tax bill, [SSB 6203](#), would create a tax on carbon emissions. The bill proposes a new tax of \$10 per metric ton of carbon emissions beginning in July 2019. In 2021 the tax would increase \$2 per ton each year until capped at \$30 a ton. It passed out of the Energy, Environment & Technology Committee and is currently in Senate Ways & Means.

Low Carbon Fuel Standard

On February 6 the House Transportation Committee passed low carbon fuel standard legislation ([2SHB 2338](#)). Among other things, the legislation directs the Department of Ecology to adopt a rule establishing a Clean Fuels Program to limit greenhouse gas emissions per unit of transportation fuel energy to 10% below 2017 levels by 2028. It is now waiting to be called to the House floor for a vote.

Law & justice

Legal Financial Obligations (LFO)

Having been voted out of the House, [E2SHB 1783](#) has a public hearing on February 7 in the Senate Law & Justice Committee and is scheduled for an executive session on February 15. The LFO bill is designed to prioritize victim restitution and give judges the authority to reduce or waive other fees and fines if a defendant is found to be indigent at the time of sentencing.

Prisoner Reintegration

[SHB 2638](#) would improve community re-entry for those who have been incarcerated by expanding eligibility for work release. On February 1 it was passed out of the House Public Safety Committee and referred to Appropriations. Similarly, [3SHB 1679](#) helps with prisoner reintegration by providing state issued identification cards to recently released prisoners. This bill was passed out of House Appropriations on February 6 and is waiting for floor action.

Higher Education

Legislation ([E2SHB 1439](#)) to protect students from any unfair business practices at for-profit colleges and career schools was passed on February 7 by the House with a 63-35 vote.

Tribal

Legislation ([3SHB 1357](#)) creating a joint committee on Tribal-State relations was passed by the House on February 7 with a 97-1 vote. The purpose of the committee is to serve as a forum for effective government-to-government communications and to foster resolution of issues of mutual concern among tribes and the state.

Marijuana

The House approved [SHB 1151](#) with a 70-28 vote on February 7. This bill allows out-of-state investors to have up to a 25% ownership interest in a Washington State licensed cannabis business.

Housing

[E2SHB 1570](#) was approved by the House on February 7 with a 51-47 vote. The legislation makes the \$40 homeless housing and assistance surcharge permanent. It also allows counties to charge and retain an additional surcharge for homeless housing and assistance and allows that surcharge to be used to pay off general obligation bonds used for homeless housing and assistance projects.

Transportation

On February 6 the Senate Transportation Committee passed [SSB 5955](#) that is related to the collection of fees for Sound Transit 3. The bill is now waiting to be called to the Senate floor for a vote. The legislation requires the regional transit authority to implement a market value adjustment program.

Cyber

Net Neutrality

With the intent of protecting net neutrality and consumers' internet privacy in Washington State, [SHB 2282](#) was voted out of the House Appropriations Committee and is waiting for a floor vote. Among other things, this bill would prohibit both blocking of lawful content by internet service providers and slowing down of lawful content. This *Crosscut* [article](#) explores what federal actions may be taken if the Washington legislation is passed into law.

Fall Elections

Democrat business consultant Sasha Bentley has announced her plans to run against Rep. Norm Johnson (R) in the 14th Legislative District.

Far West Agribusiness Association

Upcoming Legislative Events

High Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
<p>Family & med leave insurance</p> <p>Implementing family and medical leave insurance.</p> <p><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</p> <p><i>Summary:</i> 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>	H Labor & Workpla	Robinson	Oppose
<p><u>SHB 1116</u> (SB 5032)</p>			
<p>Hazard. substance possession</p> <p>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>	H Finance	Peterson	Concerns
<p><u>HB 1663</u> (SB 5501)</p>			
<p>Crew size on certain trains</p> <p>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> Regulates minimum railroad crew staffing on trains carrying freight or passengers and trains transporting hazardous materials.</p>	H Rules R	Farrell	Oppose
<p><u>SHB 1669</u> (SB 5846)</p>			
<p>Crimes by corporations</p> <p>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>	H Public Safety	Pellicciotti	Oppose
<p><u>HB 1806</u></p>			

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

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), Macri, Pollet, Robinson, Valdez

[HB 2878](#)
(SB 6322)

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.

Agricultural activity odors	H Environment	Kloba	Oppose
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Addressing the regulation of odors from agricultural activities under the state clean air act.

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

[HB 2882](#)

Summary: Modifies the Washington clean air act to: (1) Provide a definition for "produce facility" which is a state-licensed marijuana facility; (2) Include in the definition of "agricultural activity," the growing, raising, or production of flowers, fruit trees, vegetables, marijuana, usable marijuana, marijuana-infused products, and honey; and (3) Exempt from clean air act provisions, odors or fugitive dust caused by agricultural activity consistent with good agricultural practices on produce facilities, unless they have a substantial adverse effect on public health.

Hazard. substance possession	S Energy, Environ	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.

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

[SB 5786](#)
(HB 1916)

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

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

Workers' compensation system	S Rules X	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.

Aerial crop protect./schools	S Energy, Enviro	Wellman	Oppose
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Concerning aerial application of crop protection products from an agricultural aircraft near school facilities.

Sponsors: Wellman (Prime), Billig, Hasegawa, Hunt, Kuderer, Rolfes

[SB 6063](#)

Summary: 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.

Medium Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
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School levy lid revs./delay	H Approps	Lytton	Neutral
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Delaying implementation of revisions to the school levy lid.

[SHB 1059](#)
(ESB 5023)

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

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

Seed buyer & dealer disputes	H Ag & Nat Res	Buys	Neutral
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Concerning dispute resolution between seed buyers and dealers.

[HB 1132](#)
(SB 5075)

Sponsors: Buys (Prime), Blake

Summary: Revises the state seed act with regard to dispute resolution between seed buyers and dealers.

Greenhouse gas emissions	H Rules R	Fitzgibbon	Neutral
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[3SHB 1144](#) Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science.

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

Summary: Addresses the most recent assessment of climate change science and changes certain requirements of the state with regard to greenhouse gas emission limits. Requires the department of ecology and the department of commerce to include the following in the report to the governor and certain committees of the senate and house: A description of Washington's per capita and total greenhouse gas emissions as compared to the per capita and total greenhouse gas emissions of other states, including Washington's ranking among other states as an emitter of greenhouse gases on both a per capita and total emissions basis. Requires the department of ecology to: (1) Survey state agencies to determine each agency's annual expenditures made during the biennium to reduce greenhouse gas emissions and to support the achievement of the reduction goals; and (2) 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.

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

[2SHB 1298](#)

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

Summary: Establishes the Washington fair chance act. Prohibits an employer from including any question on an application for employment, from inquiring either orally or in writing, from receiving information through a criminal history background check, or from otherwise obtaining information about an applicant's criminal record until after the employer initially determines that the applicant is otherwise qualified for the position. Requires the state attorney general's office to enforce this act. Provides that this act is null and void if appropriations are not approved.

WA food policy forum	H Rules R	Gregerson	Neutral
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Continuing the work of the Washington food policy forum.

[3SHB 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:

Agriculture and farming	H Ag & Nat Res	Buys	Neutral
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Concerning agriculture and farming.

[SHB 1692](#)

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

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

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

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.

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

[**SHB 2133**](#)

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

Summary:

Hazardous substance tax	H Cap Budget	Peterson	Neutral
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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.

[**SHB 2182**](#)

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.

Taxes	H Finance	Lytton	Neutral
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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.

Sponsors: Lytton (Prime), Jinkins, Macri

[**SHB 2186**](#)

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.

	Supp. operating budget	H Approps	Ormsby	Neutral
	Making supplemental operating appropriations.			
<u>HB 2299</u> (SB 6032)	<i>Sponsors:</i> Ormsby (Prime)			
	<i>Summary:</i> Makes supplemental operating appropriations.			

	State property tax reduction	H Finance	Condotta	Neutral
	Reducing the state property tax in calendar year 2018.			
<u>HB 2303</u> (SB 6004)	<i>Sponsors:</i> Condotta (Prime), Chapman, Haler, Orcutt, Shea, Stokesbary, Taylor, Van Werven, Vick, Wilcox			
	<i>Summary:</i> Changes the state property tax, for calendar year 2018, to two dollars and forty cents per thousand dollars of assessed value.			

	Retired farmers/property tax	H Finance	Kraft	Neutral
	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.			
<u>HB 2349</u>	<i>Sponsors:</i> Kraft (Prime), Haler, Shea, Young			
	<i>Summary:</i> 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.			

	CDL medical certificates	H Rules R	Valdez	Neutral
	Concerning medical certificate requirements for applicants and holders of commercial drivers' licenses and commercial learners' permits.			
<u>SHB 2696</u> (SSB 6330)	<i>Sponsors:</i> Valdez (Prime), Eslick, Jinkins, Orcutt			
	<i>Summary:</i>			

	Ag competitiveness/emissions	H Environment	Maycumber	Neutral
	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.			
<u>HB 2768</u>	<i>Sponsors:</i> Maycumber (Prime), Haler			
	<i>Summary:</i> 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.			

	Ag/greenhouse emission rules	H Environment	Maycumber	Neutral
	Providing regulatory relief from greenhouse gas emissions rules for producers of agricultural commodities and food products.			
<u>HB 2769</u>	<i>Sponsors:</i> Maycumber (Prime), Haler			

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.

Clean air act H Environment Fitzgibbon Neutral
Concerning the Washington clean air act.

Sponsors: Fitzgibbon (Prime), Macri, Pollet

[HB 2879](#)

Summary: Authorizes the department of ecology to require persons who produce or distribute fossil fuels to comply with emission standards or emission limits on emissions of greenhouse gases from those fossil fuels when the fossil fuels are used in this state. Modifies the Washington clean air act regarding the emission credits banking program; requirements to report emissions of greenhouse gases where the emissions are from fossil fuels sold in this state by a single supplier; and adoption of rules on certain emissions of carbon dioxide, methodologies established to ensure that emissions occurring outside of this state are not reported to the department, requiring a person to use a specific method to complete their report, and requiring persons to have a third party verify their report.

Rural small businesses/taxes H Finance Chapman Neutral
Providing tax relief to small businesses located in rural counties.

[HB 2946](#)

Sponsors: Chapman (Prime), Haler, Maycumber, Schmick, Steele

Summary: Provides a business and occupation tax credit to qualified small businesses as that term is defined in this act. Expires January 1, 2019.

Rural manufacturers B&O tax H Finance Chapman Neutral
Providing business and occupation tax relief to rural manufacturers.

[HB 2947](#)
(SB 6596)

Sponsors: Chapman (Prime), Haler, Maycumber, Schmick, Steele, Tharinger

Summary: Provides relief, from business and occupation taxes, to manufacturers located in rural counties.

Water banks/permanent avail. S Econ Developmen Honeyford Neutral

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.

[SB 5032](#)
(SHB 1116)

Family & med leave insurance S Labor & Commerc Keiser Neutral
Implementing family and medical leave insurance.

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.

Carbon pollution tax

S Rules 2

Braun

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.

[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.

Paid family leave

S Labor &
Commerc

Fain

Neutral

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.

Small business owners

S Labor &
Commerc

Wilson

Neutral

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.

[ESSB 5263](#)

Seeds, agency procurement of

S
Ag/Water/Natura

Warnick

Neutral

Concerning the procurement of seeds by state agencies.

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.

Carbon pollution tax

S Energy, Environ

Hobbs

Neutral

Creating a fossil fuel carbon pollution tax.

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.

[SB 5385](#)

Greenhouse gas emissions

S Energy, Environ

Chase

Neutral

Reducing greenhouse gas emissions.

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.

[SB 5421](#)

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.

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.

[SB 5423](#)

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.

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

[SB 5509](#)
(HB 1646)

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 2nd Reading	Frocket	Neutral
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Increasing tax exemption transparency and accountability.

[SSB 5513](#)
(HB 1500)

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

Summary:

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 Govt/Trib	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	S Rules X	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 X

Hawkins

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: 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.

Noxious weeds on state lands

S Rules 3

Short

Neutral

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.

Food flavor products tax

S Rules X

Ranker

Neutral

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.

Equal pay act enforcement

S Rules X

Fain

Neutral

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.

Tax prefs citizen commission

S Rules 2

Carlyle

Neutral

Concerning the review process of the citizen commission for performance measurement of tax preferences.

Sponsors: Carlyle (Prime), Hasegawa, Hunt

[SSB 5847](#)

Summary:

B&O manufacturing tax rate

S Rules X

Baumgartner

Neutral

Lowering the ceiling of the business and occupation manufacturing tax rate to 0.2904 percent.

Sponsors: Baumgartner (Prime), Hobbs, Padden, Sheldon, Takko

[SB 5888](#)

Summary: 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.

State property tax reduction	S Ways & Means	Mullet	Neutral
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Reducing the state property tax in calendar year 2018.

[SB 6004](#)
(HB 2303)

Sponsors: Mullet (Prime), Braun, Keiser, Sheldon, Wilson

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

Supp. operating budget	S Ways & Means	Rolfes	Neutral
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Making supplemental operating appropriations.

[SB 6032](#)
(HB 2299)

Sponsors: Rolfes (Prime), Braun

Summary: Makes supplemental operating appropriations.

State property tax reduction	S Ways & Means	Ericksen	Neutral
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Reducing the state property tax in calendar year 2018.

[SB 6033](#)
(HB 2434)

Sponsors: Ericksen (Prime)

Summary: Decreases the 2018 state property tax.

Planting and harvest dates	S 2nd RdConsCal	Hobbs	Neutral
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Defining the planting and harvest dates for purposes of exemptions for agricultural transporters.

[SB 6180](#)

Sponsors: Hobbs (Prime), King, Schoesler, Takko

Summary: States that the planting and harvesting seasons are January 1st through December 31st of each year, with regard to the exemption for agricultural transporters.

Hazardous substance tax	S Energy, Enviro	Palumbo	Neutral
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Creating the hazardous substance tax stabilization act.

[SB 6285](#)

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.

Pesticide exposure	S Energy, Enviro	Salda?a	Neutral
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Concerning pesticide exposure and notification of certain pesticide applications.

[SB 6322](#)
(HB 2878)

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

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.

Carbon pollution tax	S Energy, Enviro	Hobbs	Neutral
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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.

Processing B&O credit	S Ways & Means	Keiser	Neutral
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Providing a business and occupation tax credit for certain processing.

Sponsors: Keiser (Prime), Fain

[SB 6433](#)

Summary: Provides a sales tax exemption, in the form of a remittance, to certain wholesalers and third-party warehouse owners who own or operate warehouses or grain elevators and retailers who own or operate distribution centers.

Hazardous substance tax	S Energy, Enviro	Ranker	Neutral
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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

[SB 6463](#)

Summary: Changes the hazardous substance tax rate, from July 1, 2018, through June 30, 2026, until the department of revenue determines that total aggregate taxes for the current fiscal year collected equal or exceed one hundred ten million dollars. 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.

Pesticide application safety	S 2nd Reading	Salda?a	Neutral
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Establishing a pesticide application safety work group.

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

[2SSB 6529](#)

Summary:

Rural manufacturers B&O tax	S Ways & Means	Takko	Neutral
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Providing business and occupation tax relief to rural manufacturers.

[SB 6596](#)
[\(HB 2947\)](#)

Sponsors: Takko (Prime), Palumbo

Summary: Provides relief, from business and occupation taxes, to manufacturers located in rural counties.
