



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 59

SIXTY-FIRST LEGISLATURE

Thursday, April 16, 2009

95th Day - 2009 Regular Session

<b>SENATE</b>	SB 6164	SB 6165	SB 6166	SB 6167	SB 6168	SB 6169	SB 6170
	SB 6171	SB 6172	SB 6173	SJM 8016			
<b>HOUSE</b>	HB 2300-S	HB 2327-S	HB 2334-S	HB 2352			

This publication includes digest and history for bills, joint memorials, joint resolutions, concurrent resolutions, initiatives, and substitutes. Engrossed measures may be republished if the amendment makes a substantive change.

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2009>.

### House Bills

**HB 2300-S** by House Committee on Ways & Means (originally sponsored by Representatives Ericks, Condotta, Conway, and Kenney)

Allowing the state lottery to enter into agreements to conduct multistate shared games.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes the state lottery commission to enter into agreements to conduct the multistate shared game lottery known as Powerball.

-- 2009 REGULAR SESSION --

Mar 25 Public hearing in the House Committee on Ways & Means at 3:30 PM.

Apr 14 WAYS - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.  
Placed on second reading.

**HB 2327-S** by House Committee on Ways & Means (originally sponsored by Representatives Linville and Ericks; by request of Office of Financial Management)

Eliminating or reducing the frequency of reports prepared by state agencies.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Eliminates or reduces the frequency of reports prepared by state agencies.

-- 2009 REGULAR SESSION --

Apr 2 Public hearing in the House Committee on Ways & Means at 1:30 PM.

Apr 14 WAYS - Majority; 1st substitute bill be substituted, do pass.  
Placed on second reading.

**HB 2334-S** by House Committee on Capital Budget (originally sponsored by Representatives

Dunshee, Williams, Hunt, Ormsby, White, Conway, Hudgins, and Chase)

Creating jobs by funding construction of safety, health, and energy-saving improvements to public facilities.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to create jobs and increase the quality of life of all Washington citizens by issuing bonds for the investment in safety, health, and energy efficient improvements to public facilities in all public K-12 school districts, community and technical colleges, state universities, regional universities, The Evergreen State College, and other public facilities.

Authorizes the state finance committee, for the purpose of creating jobs by constructing needed capital improvements for the safety, health, and energy efficiency of public facilities, to issue general obligation bonds of the state of Washington in the sum of three billion dollars, or so much thereof as may be required, for this purpose and all costs incidental thereto.

Requires the state finance committee, on or before June 30th of each year, to certify to the state treasurer the amount needed in the ensuing twelve months to meet the bond retirement and interest requirements on the bonds authorized in the act.

Authorizes the legislature to provide additional means for raising moneys for the payment of the principal of and interest on the bonds authorized in the act.

Requires the office of the state treasurer to determine a mechanism to allow individual Washington state residents to purchase Washington works bonds.

Creates the stabilization debt payment account and the Washington works account.

Makes appropriations.

Provides that the act is contingent upon approval by the voters of certain parts of the act. If certain parts of the act are not approved by the voters by December 1, 2009, the act is null and void.

-- 2009 REGULAR SESSION --

Apr 7 Public hearing in the House Committee on Capital Budget at 8:00 AM.

Apr 14 CB - Majority; 1st substitute bill be substituted, do pass.  
Minority; do not pass.

Executive session in the House Committee  
on Capital Budget at 8:00 AM.

**HB 2352** by Representatives Morrell, Walsh, Kagi,  
Dickerson, and Hinkle

Changing provisions affecting long-term care worker  
training and credentialing.

Modifies certification and training requirements for  
certain long-term care workers.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

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### Senate Bills

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**SB 6164** by Senator Regala

Providing local flexibility with existing revenues during  
severe economic downturns.

Authorizes revenue generated from real estate excise  
taxes to also be used for the maintenance of capital facilities  
if the county or city imposing the taxes identifies the capital  
maintenance facilities in their adopted budget.

Modifies the definition of "criminal justice purposes" in  
regards to county sales and use taxes imposed under RCW  
82.14.340 and allows revenue received from any such tax  
to be used to replace or supplant existing funding for  
criminal justice purposes.

Clarifies that taxes on gambling activities collected by  
local governments are to be used for public safety purposes.

Provides that revenue from taxes imposed under chapter  
67.28 RCW (public stadium, convention, arts, and tourism  
facilities) may also be used for governmental purposes that  
will maintain or enhance tourism, including public safety  
improvements.

Expires December 31, 2012.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6165** by Senators Ranker, Rockefeller, Tom, and  
Jarrett

Allowing greater use of short boards for appeals before the  
shoreslines hearings board.

Requires the chair of the shoreslines hearings board, in  
designating appeals for review by panels of three hearings  
board members, to consider factors such as the complexity  
and precedential nature of the case and the efficiency and  
cost-effectiveness of using a short board versus a full board.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6166** by Senators Hargrove, Ranker, Rockefeller,  
Jacobsen, and Morton

Concerning the sale of timber from state trust lands.

Prohibits the department of natural resources from using  
contract harvesting for more than twenty percent of the total  
annual volume of timber offered for sale.

Prohibits the balance of the contract harvesting  
revolving account from exceeding five million dollars at the  
end of each calendar year.

Directs the department of natural resources, to the extent  
possible under current law consistent with its responsibility  
to the trust beneficiaries, to consider requests from  
purchasers for timber sale extensions and to provide  
flexibility in timber sale contract administration to help  
mitigate against the potential for contract default.

Expires January 1, 2014.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6167** by Senators Kline, Regala, and Hargrove

Concerning crimes against property.

Raises the monetary threshold amounts differentiating  
the various degrees of property crimes in the state.

Creates an organized retail crime task force to: (1)  
Examine the impact of raising these values on the retail  
industry, the district and municipal courts, and the county  
and city offices of the prosecuting attorney;

(2) Examine the best methods for apportionment and  
sharing of costs for prosecution when multiple jurisdictions  
are involved; and

(3) Identify any policies or procedures which would  
enhance the successful investigation and prosecution of  
property crimes in Washington state.

Requires the sentencing guidelines commission to  
review the monetary threshold amounts differentiating the  
various degrees of property crimes in Washington state to  
determine whether such amounts should be modified.

Requires the court or the prosecuting attorney, before a  
sentence is imposed upon a defendant convicted of a crime  
against property, to check existing judicial information  
systems to determine the criminal history of the defendant.

Provides that the act applies to crimes committed on or  
after September 1, 2009.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6168** by Senators Tom and Prentice

Reducing costs in state elementary and secondary education  
programs.

Reduces costs in state elementary and secondary  
education programs.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6169** by Senator Prentice

Enhancing tax collection tools for the department of revenue  
in order to promote fairness and administrative efficiency.

Authorizes the department of revenue: (1) If it has issued  
a warrant under RCW 82.32.210 for the collection of unpaid  
taxes from a limited liability business entity and that  
business entity has been terminated, dissolved, or  
abandoned, or is insolvent, to pursue collection of the  
entity's unpaid taxes, including penalties and interest on  
those taxes, against any or all of the responsible individuals;  
and

(2) To issue a notice and order to withhold and deliver  
to any financial institution in the form of a listing of all or a  
portion of the unsatisfied tax warrants filed under chapter  
82.32 RCW with the clerk of the superior court of a county  
of the state, except tax warrants subject to a payment

agreement, which is not in default, between the department and the taxpayer.

Directs the department of revenue to: (1) Work with interested financial institutions to develop policies regarding the frequency of service under section 201(3) of the act and under what circumstances a notice and order to withhold and deliver will contain only a partial list of unsatisfied tax warrants eligible to be included in the notice; and

(2) Develop a policy regarding the information to be contained in a notice and order to withhold and deliver to ensure that financial institutions can accurately match their records with the names of tax debtors.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6170** by Senators Hobbs and Prentice

Concerning environmental tax incentives.

Provides environmental tax incentives relating to: (1) Renewable energy;

- (2) Radioactive waste cleanup;
- (3) Hog fuel;
- (4) Biomass energy;
- (5) Solar energy; and
- (6) Livestock nutrients.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6171** by Senator Prentice

Concerning savings in programs under the supervision of the department of health.

Provides savings in programs under the supervision of the department of health.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6172** by Senators Rockefeller and Ranker

Eliminating the oil spill advisory council.

Eliminates the oil spill advisory council.

Authorizes the Puget Sound partnership to: (1) Provide independent advice and assessment of the state's oil spill prevention, preparedness, and response programs, including review of existing activities and recommendations for any necessary improvements; and

(2) Carry out this function through an existing committee, such as the ecosystem coordination board or the leadership council, or appoint a special advisory council.

Provides that, because this is a unique statewide program, the Puget Sound partnership may invite participation from outside the Puget Sound region.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

**SB 6173** by Senator Prentice

Improving sales tax compliance.

Finds that the department of revenue's 2008 compliance study: (1) Estimates that sales tax noncompliance exceeds well over one hundred million dollars annually in unpaid state and local sales and use taxes; and

(2) Indicates that sales tax noncompliance occurs most frequently for construction at 80.7 percent of all firms in this industry.

Changes the excise taxation of construction businesses and others who render services in respect to real property.

Eliminates the use of resale certificates to document wholesale purchases.

Takes effect January 1, 2010, however, the January 1, 2010, effective date may not be construed as preventing the department of revenue from accepting applications for, or issuing, seller's permits before January 1, 2010, or taking any other action before January 1, 2010, necessary to ensure the effective implementation of the act.

Provides that, if any other bill making substantively identical amendments to RCW 82.08.890 and 82.12.890 is enacted, the amendments to RCW 82.08.890 and 82.12.890 in this act are null and void.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.

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### Senate Joint Memorials

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**SJM 8016** by Senators Honeyford, Holmquist, Schoesler, Delvin, Becker, Carrell, Morton, McCaslin, Parlette, Stevens, Swecker, King, Zarelli, and Hewitt

Regarding government spending policies.

Requests the United States Government to: (1) Divest the American people from all private-sector corporate entities that received bailout funds as soon as is practically possible;

(2) Reduce the size of government to its proper constitutional size by limiting its functions to its proper constitutional role;

(3) Reduce marginal tax rates to spur economic growth; and

(4) Reject all further attempts to redistribute wealth through the tax code or by any other means.

-- 2009 REGULAR SESSION --

Apr 15 First reading, referred to Ways & Means.