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SENATE BILL 5616

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State of Washington                      60th Legislature                      2007 Regular Session

By Senators Marr, McCaslin, Brown, Oemig, Kastama, Regala, McAuliffe, Kilmer, Berkey, Keiser, Spanel, Eide, Murray, Shin and Kohl-Welles

Read first time 01/25/2007.                      Referred to Committee on Labor, Commerce, Research & Development.

1            AN ACT Relating to the creation of health sciences and services  
2 authorities; reenacting and amending RCW 42.56.270 and 42.56.270;  
3 adding a new section to chapter 82.04 RCW; adding a new section to  
4 chapter 82.32 RCW; adding a new chapter to Title 35 RCW; creating a new  
5 section; providing an effective date; and providing an expiration date.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7            NEW SECTION.    **Sec. 1.**    DEFINITIONS.    The definitions in this  
8 section apply throughout this chapter unless the context clearly  
9 requires otherwise.

10            (1) "Authority" means a health sciences and services authority  
11 created pursuant to this chapter.

12            (2) "Board" means the governing board of trustees of an authority.

13            (3) "Department" means the department of community, trade, and  
14 economic development.

15            (4) "Director" means the director of the department of community,  
16 trade, and economic development.

17            (5) "Health sciences and services" means biosciences that advance  
18 new therapies and procedures to combat disease and promote public  
19 health.

1 (6) "Local government" means a city, town, or county.

2 (7) "Sponsoring local government" means a city, town, or county  
3 that creates a health sciences and services authority.

4 NEW SECTION. **Sec. 2.** PURPOSE. The health sciences and services  
5 program is created to promote bioscience-based economic development and  
6 advance new therapies and procedures to combat disease and promote  
7 public health.

8 NEW SECTION. **Sec. 3.** CREATION. (1) A local government must  
9 establish by ordinance or resolution an authority. At a minimum, the  
10 ordinance must:

11 (a) Specify the powers to be exercised by the authority;

12 (b) Reserve the local government's right to dissolve the authority  
13 after its contractual responsibilities have expired;

14 (c) Establish an administrative board, including: (i) The number  
15 of board members; (ii) the times and terms of appointment for each  
16 board position; (iii) the amount of compensation, if any, to be paid to  
17 board members; (iv) the procedures for removing board members and  
18 filing vacancies; and (v) the qualifications for the appointment of  
19 individuals to the board;

20 (d) Establish the authority's boundaries, which must be contiguous  
21 tracts of land;

22 (e) Ensure that private and public funds provided to the authority  
23 will be segregated;

24 (f) Establish guidelines under which the authority may invest its  
25 funds;

26 (g) Provide the requirements for auditing the records of the  
27 authority; and

28 (h) Require the local government's legal counsel to also provide  
29 legal services to the authority.

30 (2) If a city intends to impose the sales and use tax pursuant to  
31 section 12 of this act and is located within a county that also intends  
32 to impose the sales and use tax pursuant to section 12 of this act, the  
33 two local governments must enter into an agreement, duly authorized by  
34 an ordinance or a resolution, for the joint creation and administration  
35 of the authority. The agreement must address all responsibilities and  
36 liabilities for each local government.

1        NEW SECTION.    **Sec. 4.**    APPLICATIONS.    (1)    The department may  
2    approve applications submitted by local governments for an area's  
3    designation as a health sciences and services authority under this  
4    chapter.    The application for designation shall be in the form and  
5    manner and contain such information as the department may prescribe,  
6    provided the application shall:

7        (a)    Contain sufficient information to enable the director to  
8    determine the viability of the proposal;

9        (b)    Demonstrate that an ordinance or resolution has been passed by  
10   the legislative authority of a local government that delineates the  
11   boundaries of an area that may be designated an authority;

12        (c)    Be submitted on behalf of the local government, or, if that  
13   office does not exist, by the legislative body of the local government;

14        (d)    Demonstrate that the public funds directed to programs or  
15   facilities in the authority will leverage private sector resources and  
16   contributions to activities to be performed;

17        (e)    Provide a plan or plans for the development of the authority as  
18   an entity to advance as a cluster for health sciences education, health  
19   sciences research, biotechnology development, biotechnology product  
20   commercialization, and/or health care services; and

21        (f)    Demonstrate that the state has previously provided funds to  
22   health sciences and services programs or facilities in the applicant  
23   city, town, or county.

24        (2)    The department may develop criteria to evaluate the  
25   application, including:

26        (a)    The presence of infrastructure capable of spurring development  
27   of the area as a center of health sciences and services;

28        (b)    The presence of higher education facilities where undergraduate  
29   or graduate coursework or research is conducted; and

30        (c)    The presence of facilities in which health services are  
31   provided.

32        (3)    There shall be no more than four authorities statewide.

33        (4)    The director may reject or approve an application.    When  
34   denying an application, the director must specify the application's  
35   deficiencies.    The decision regarding such designation as it relates to  
36   a specific local government is final; however, a rejected application  
37   may be resubmitted.

1 (5) Applications are due December 31, 2008, and must be processed  
2 within sixty days of submission.

3 (6) The director may, at his or her discretion, amend the  
4 boundaries of an authority upon the request of the local government.

5 (7) The department may adopt any rules necessary to implement this  
6 act within one hundred twenty days of the effective date of this act.

7 (8) The department must develop evaluation and performance measures  
8 in order to evaluate the effectiveness of the programs in the  
9 authorities that are funded with public resources. A report to the  
10 legislature shall be due on a biennial basis beginning December 1,  
11 2009. In addition, the department shall develop evaluation criteria  
12 that enables the local governments to measure the effectiveness of the  
13 program.

14 NEW SECTION. **Sec. 5.** BOARD. (1) An authority shall be overseen  
15 by a board with not more than fourteen members. Board members shall be  
16 appointed by the sponsoring local government and must reside within the  
17 jurisdiction of the local government that created the authority. The  
18 authority board shall select the chair.

19 (2) A simple majority of the board members shall constitute a  
20 quorum.

21 (3) The board shall annually elect a secretary and any other  
22 officers it deems necessary.

23 (4) The local government shall designate an individual with  
24 financial experience to serve as treasurer. The individual may be a  
25 city or county treasurer, city or county auditor, or a private party.  
26 If the treasurer is a private party, the local government shall require  
27 a bond in an amount and under such terms and conditions as the local  
28 government deems necessary to protect the authority. The treasurer  
29 shall have the power to create and maintain funds, issue warrants, and  
30 invest funds in its possession.

31 (5) The board may adopt bylaws or rules for their own governance.

32 (6) Meetings of the board shall be held in accordance with the open  
33 public meetings act, chapter 42.30 RCW, and at the call of the chair or  
34 when a majority of the board so requests. Meetings of the board may be  
35 held at any location and board members may participate in a meeting of  
36 the board by means of a conference telephone or similar communication  
37 equipment under RCW 23B.08.200.

1        NEW SECTION.    **Sec. 6.**    POWERS AND DUTIES.    (1) The authority has  
2 all the general powers necessary to carry out its purposes and duties  
3 and to exercise its specific powers, including the authority may:

4        (a) Sue and be sued in its own name;

5        (b) Make and execute agreements, contracts, and other instruments,  
6 with any public or private entity or person, in accordance with this  
7 chapter;

8        (c) Employ, contract with, or engage independent counsel, financial  
9 advisors, auditors, other technical or professional assistants, and  
10 such other personnel as are necessary or desirable to implement this  
11 chapter;

12        (d) Establish such special funds, and control deposits to and  
13 disbursements from them, as it finds convenient for the implementation  
14 of this chapter;

15        (e) Enter into contracts with public and private entities for  
16 research to be conducted in this state;

17        (f) Delegate any of its powers and duties if consistent with the  
18 purposes of this chapter;

19        (g) Exercise any other power reasonably required to implement the  
20 purposes of this chapter; and

21        (h) Hire staff and pay administrative costs; however, such expenses  
22 shall be paid from moneys provided by the sponsoring local government  
23 and moneys received from gifts, grants, and bequests and the interest  
24 earned on the authority's accounts and investments.

25        (2) In addition to other powers and duties prescribed in this  
26 chapter, the authority is empowered to:

27        (a) Use the authority's public moneys, leveraging those moneys with  
28 amounts received from other public and private sources in accordance  
29 with contribution agreements, promote bioscience-based economic  
30 development, and advance new therapies and procedures to combat disease  
31 and promote public health;

32        (b) Solicit and receive gifts, grants, and bequests, and enter into  
33 contribution agreements with private entities and public entities to  
34 receive moneys in consideration of the authority's promise to leverage  
35 those moneys with the revenue generated by the tax authorized pursuant  
36 to section 12 of this act and contributions from other public entities  
37 and private entities, in order to use those moneys to promote

1 bioscience-based economic development and advance new therapies and  
2 procedures to combat disease and promote public health;

3 (c) Hold funds received by the authority in trust for their use  
4 pursuant to this chapter to promote bioscience-based economic  
5 development and advance new therapies and procedures to combat disease  
6 and promote public health;

7 (d) Manage its funds, obligations, and investments as necessary and  
8 consistent with its purpose, including the segregation of revenues into  
9 separate funds and accounts;

10 (e) Make grants to entities pursuant to contract to promote  
11 bioscience-based economic development and advance new therapies and  
12 procedures to combat disease and promote public health. Grant  
13 agreements shall specify the deliverables to be provided by the  
14 recipient pursuant to the grant. Grants to private entities may only  
15 be provided under a contractual agreement that ensures the state will  
16 receive appropriate consideration, such as an assurance of job creation  
17 or retention, or the delivery of services that provide for the public  
18 health, safety, and welfare. The authority shall solicit requests for  
19 funding and evaluate the requests by reference to factors such as: (i)  
20 The quality of the proposed research; (ii) its potential to improve  
21 health outcomes, with particular attention to the likelihood that it  
22 will also lower health care costs, substitute for a more costly  
23 diagnostic or treatment modality, or offer a breakthrough treatment for  
24 a particular disease or condition; (iii) its potential to leverage  
25 additional funding; (iv) its potential to provide health care benefits;  
26 (v) its potential to stimulate employment; and (vi) evidence of public  
27 and private collaboration;

28 (f) Create one or more advisory boards composed of scientists,  
29 industrialists, and others familiar with health sciences and services;  
30 and

31 (g) Adopt policies and procedures to facilitate the orderly process  
32 of grant application, review, and reward.

33 (3) The records of the authority shall be subject to audit by the  
34 office of the state auditor.

35 NEW SECTION. **Sec. 7.** GENERAL INDEBTEDNESS--GENERAL OBLIGATION  
36 BONDS. (1) A local government that creates a health sciences and  
37 services authority may incur general indebtedness, and issue general

1 obligation bonds, to finance the grants and other programs and retire  
2 the indebtedness in whole or in part from excise tax revenue generated  
3 pursuant to section 12 of this act and subject to the following  
4 requirements:

5 (a) The ordinance adopted by the local government creating the  
6 authority and authorizing the use of the excise tax in section 12 of  
7 this act indicates an intent to incur this indebtedness and the maximum  
8 amount of this indebtedness that is contemplated; and

9 (b) The local government includes this statement of the intent in  
10 all notices.

11 (2) The general indebtedness incurred under subsection (1) of this  
12 section may be payable from other tax revenues, the full faith and  
13 credit of the sponsoring local government, and nontax income, revenues,  
14 fees, and rents from the public improvements, as well as contributions,  
15 grants, and nontax money available to the local government for payment  
16 of costs of the grants and other programs or associated debt service on  
17 the general indebtedness.

18 NEW SECTION. **Sec. 8.** LIMITATION ON BONDS ISSUED. The bonds  
19 issued by a local government under section 7 of this act shall not  
20 constitute an obligation of the state of Washington, either general or  
21 special.

22 NEW SECTION. **Sec. 9.** LIABILITY. (1) Members of the board, as  
23 well as other persons acting on behalf of the authority, while acting  
24 within the scope of their employment or agency, shall not be subject to  
25 personal liability resulting from their official duties conferred on  
26 them under this chapter.

27 (2) The state, the local government that created the authority, and  
28 the authority shall not be liable for any loss, damage, harm, or other  
29 consequences resulting directly or indirectly from grants provided by  
30 the authority or from programs, services, research, or other activities  
31 funded with such grants.

32 NEW SECTION. **Sec. 10.** DISSOLUTION. The board may petition the  
33 sponsoring local government to be dissolved upon a showing that it has  
34 no reason to exist and that any assets it retains must be distributed

1 to one or more similar entities approved by the sponsoring local  
2 government.

3 NEW SECTION. **Sec. 11.** A new section is added to chapter 82.04 RCW  
4 to read as follows:

5 This chapter does not apply to grants made by a health sciences and  
6 services authority under this act.

7 NEW SECTION. **Sec. 12.** A new section is added to chapter 82.32 RCW  
8 to read as follows:

9 The department shall distribute, on a quarterly basis, to a local  
10 government with a health sciences and services authority an amount  
11 equal to .015 percent of the proceeds generated by the taxes authorized  
12 under chapters 82.08 and 82.12 RCW within that local government's  
13 jurisdiction during the previous quarter. The amounts received under  
14 this section may only be used in accordance with section 6 of this act  
15 or to finance and retire the indebtedness incurred pursuant to section  
16 7 of this act, in whole or in part.

17 **Sec. 13.** RCW 42.56.270 and 2006 c 369 s 2, 2006 c 341 s 6, 2006 c  
18 338 s 5, 2006 c 302 s 12, 2006 c 209 s 7, 2006 c 183 s 37, and 2006 c  
19 171 s 8 are each reenacted and amended to read as follows:

20 The following financial, commercial, and proprietary information is  
21 exempt from disclosure under this chapter:

22 (1) Valuable formulae, designs, drawings, computer source code or  
23 object code, and research data obtained by any agency within five years  
24 of the request for disclosure when disclosure would produce private  
25 gain and public loss;

26 (2) Financial information supplied by or on behalf of a person,  
27 firm, or corporation for the purpose of qualifying to submit a bid or  
28 proposal for (a) a ferry system construction or repair contract as  
29 required by RCW 47.60.680 through 47.60.750 or (b) highway construction  
30 or improvement as required by RCW 47.28.070;

31 (3) Financial and commercial information and records supplied by  
32 private persons pertaining to export services provided under chapters  
33 43.163 and 53.31 RCW, and by persons pertaining to export projects  
34 under RCW 43.23.035;



1 (4) Financial and commercial information and records supplied by  
2 businesses or individuals during application for loans or program  
3 services provided by chapters 15.110, 43.163, 43.160, 43.330, and  
4 43.168 RCW, or during application for economic development loans or  
5 program services provided by any local agency;

6 (5) Financial information, business plans, examination reports, and  
7 any information produced or obtained in evaluating or examining a  
8 business and industrial development corporation organized or seeking  
9 certification under chapter 31.24 RCW;

10 (6) Financial and commercial information supplied to the state  
11 investment board by any person when the information relates to the  
12 investment of public trust or retirement funds and when disclosure  
13 would result in loss to such funds or in private loss to the providers  
14 of this information;

15 (7) Financial and valuable trade information under RCW 51.36.120;

16 (8) Financial, commercial, operations, and technical and research  
17 information and data submitted to or obtained by the clean Washington  
18 center in applications for, or delivery of, program services under  
19 chapter 70.95H RCW;

20 (9) Financial and commercial information requested by the public  
21 stadium authority from any person or organization that leases or uses  
22 the stadium and exhibition center as defined in RCW 36.102.010;

23 (10)(a) Financial information, including but not limited to account  
24 numbers and values, and other identification numbers supplied by or on  
25 behalf of a person, firm, corporation, limited liability company,  
26 partnership, or other entity related to an application for a horse  
27 racing license submitted pursuant to RCW 67.16.260(1)(b), liquor  
28 license, gambling license, or lottery retail license;

29 (b) Financial or proprietary information supplied to the liquor  
30 control board including the amount of beer or wine sold by a domestic  
31 winery, brewery, microbrewery, or certificate of approval holder under  
32 RCW 66.24.206(1) or 66.24.270(2)(a) and including the amount of beer or  
33 wine purchased by a retail licensee in connection with a retail  
34 licensee's obligation under RCW 66.24.210 or 66.24.290, for receipt of  
35 shipments of beer or wine.

36 (11) Proprietary data, trade secrets, or other information that  
37 relates to: (a) A vendor's unique methods of conducting business; (b)  
38 data unique to the product or services of the vendor; or (c)

1 determining prices or rates to be charged for services, submitted by  
2 any vendor to the department of social and health services for purposes  
3 of the development, acquisition, or implementation of state purchased  
4 health care as defined in RCW 41.05.011;

5 (12)(a) When supplied to and in the records of the department of  
6 community, trade, and economic development:

7 (i) Financial and proprietary information collected from any person  
8 and provided to the department of community, trade, and economic  
9 development pursuant to RCW 43.330.050(8) and 43.330.080(4); and

10 (ii) Financial or proprietary information collected from any person  
11 and provided to the department of community, trade, and economic  
12 development or the office of the governor in connection with the  
13 siting, recruitment, expansion, retention, or relocation of that  
14 person's business and until a siting decision is made, identifying  
15 information of any person supplying information under this subsection  
16 and the locations being considered for siting, relocation, or expansion  
17 of a business;

18 (b) When developed by the department of community, trade, and  
19 economic development based on information as described in (a)(i) of  
20 this subsection, any work product is not exempt from disclosure;

21 (c) For the purposes of this subsection, "siting decision" means  
22 the decision to acquire or not to acquire a site;

23 (d) If there is no written contact for a period of sixty days to  
24 the department of community, trade, and economic development from a  
25 person connected with siting, recruitment, expansion, retention, or  
26 relocation of that person's business, information described in (a)(ii)  
27 of this subsection will be available to the public under this chapter;

28 (13) Financial and proprietary information submitted to or obtained  
29 by the department of ecology or the authority created under chapter  
30 70.95N RCW to implement chapter 70.95N RCW;

31 (14) Financial, commercial, operations, and technical and research  
32 information and data submitted to or obtained by the life sciences  
33 discovery fund authority in applications for, or delivery of, grants  
34 under chapter 43.350 RCW, to the extent that such information, if  
35 revealed, would reasonably be expected to result in private loss to the  
36 providers of this information;

37 (15) Financial and commercial information provided as evidence to  
38 the department of licensing as required by RCW 19.112.110 or

1 19.112.120, except information disclosed in aggregate form that does  
2 not permit the identification of information related to individual fuel  
3 licensees;

4 (16) Any production records, mineral assessments, and trade secrets  
5 submitted by a permit holder, mine operator, or landowner to the  
6 department of natural resources under RCW 78.44.085; (~~and~~)

7 (17)(a) Farm plans developed by conservation districts, unless  
8 permission to release the farm plan is granted by the landowner or  
9 operator who requested the plan, or the farm plan is used for the  
10 application or issuance of a permit(~~(-)~~);

11 (b) Farm plans developed under chapter 90.48 RCW and not under the  
12 federal clean water act, 33 U.S.C. Sec. 1251 are subject to RCW  
13 42.56.610 and 90.64.190; and

14 (18) Financial, commercial, operations, and technical and research  
15 information and data submitted to or obtained by a health sciences and  
16 services authority in applications for, or delivery of, grants under  
17 sections 1 through 6 of this act, to the extent that such information,  
18 if revealed, would reasonably be expected to result in private loss to  
19 providers of this information.

20 **Sec. 14.** RCW 42.56.270 and 2006 c 369 s 2, 2006 c 341 s 6, 2006 c  
21 338 s 5, 2006 c 209 s 7, 2006 c 183 s 37, and 2006 c 171 s 8 are each  
22 reenacted and amended to read as follows:

23 The following financial, commercial, and proprietary information is  
24 exempt from disclosure under this chapter:

25 (1) Valuable formulae, designs, drawings, computer source code or  
26 object code, and research data obtained by any agency within five years  
27 of the request for disclosure when disclosure would produce private  
28 gain and public loss;

29 (2) Financial information supplied by or on behalf of a person,  
30 firm, or corporation for the purpose of qualifying to submit a bid or  
31 proposal for (a) a ferry system construction or repair contract as  
32 required by RCW 47.60.680 through 47.60.750 or (b) highway construction  
33 or improvement as required by RCW 47.28.070;

34 (3) Financial and commercial information and records supplied by  
35 private persons pertaining to export services provided under chapters  
36 43.163 and 53.31 RCW, and by persons pertaining to export projects  
37 under RCW 43.23.035;

1 (4) Financial and commercial information and records supplied by  
2 businesses or individuals during application for loans or program  
3 services provided by chapters 15.110, 43.163, 43.160, 43.330, and  
4 43.168 RCW, or during application for economic development loans or  
5 program services provided by any local agency;

6 (5) Financial information, business plans, examination reports, and  
7 any information produced or obtained in evaluating or examining a  
8 business and industrial development corporation organized or seeking  
9 certification under chapter 31.24 RCW;

10 (6) Financial and commercial information supplied to the state  
11 investment board by any person when the information relates to the  
12 investment of public trust or retirement funds and when disclosure  
13 would result in loss to such funds or in private loss to the providers  
14 of this information;

15 (7) Financial and valuable trade information under RCW 51.36.120;

16 (8) Financial, commercial, operations, and technical and research  
17 information and data submitted to or obtained by the clean Washington  
18 center in applications for, or delivery of, program services under  
19 chapter 70.95H RCW;

20 (9) Financial and commercial information requested by the public  
21 stadium authority from any person or organization that leases or uses  
22 the stadium and exhibition center as defined in RCW 36.102.010;

23 (10) Financial information, including but not limited to account  
24 numbers and values, and other identification numbers supplied by or on  
25 behalf of a person, firm, corporation, limited liability company,  
26 partnership, or other entity related to an application for a horse  
27 racing license submitted pursuant to RCW 67.16.260(1)(b), liquor  
28 license, gambling license, or lottery retail license;

29 (11) Proprietary data, trade secrets, or other information that  
30 relates to: (a) A vendor's unique methods of conducting business; (b)  
31 data unique to the product or services of the vendor; or (c)  
32 determining prices or rates to be charged for services, submitted by  
33 any vendor to the department of social and health services for purposes  
34 of the development, acquisition, or implementation of state purchased  
35 health care as defined in RCW 41.05.011;

36 (12)(a) When supplied to and in the records of the department of  
37 community, trade, and economic development:

1 (i) Financial and proprietary information collected from any person  
2 and provided to the department of community, trade, and economic  
3 development pursuant to RCW 43.330.050(8) and 43.330.080(4); and

4 (ii) Financial or proprietary information collected from any person  
5 and provided to the department of community, trade, and economic  
6 development or the office of the governor in connection with the  
7 siting, recruitment, expansion, retention, or relocation of that  
8 person's business and until a siting decision is made, identifying  
9 information of any person supplying information under this subsection  
10 and the locations being considered for siting, relocation, or expansion  
11 of a business;

12 (b) When developed by the department of community, trade, and  
13 economic development based on information as described in (a)(i) of  
14 this subsection, any work product is not exempt from disclosure;

15 (c) For the purposes of this subsection, "siting decision" means  
16 the decision to acquire or not to acquire a site;

17 (d) If there is no written contact for a period of sixty days to  
18 the department of community, trade, and economic development from a  
19 person connected with siting, recruitment, expansion, retention, or  
20 relocation of that person's business, information described in (a)(ii)  
21 of this subsection will be available to the public under this chapter;

22 (13) Financial and proprietary information submitted to or obtained  
23 by the department of ecology or the authority created under chapter  
24 70.95N RCW to implement chapter 70.95N RCW;

25 (14) Financial, commercial, operations, and technical and research  
26 information and data submitted to or obtained by the life sciences  
27 discovery fund authority in applications for, or delivery of, grants  
28 under chapter 43.350 RCW, to the extent that such information, if  
29 revealed, would reasonably be expected to result in private loss to the  
30 providers of this information;

31 (15) Financial and commercial  
32 information provided as evidence to the department of licensing as  
33 required by RCW 19.112.110 or 19.112.120, except information disclosed  
34 in aggregate form that does not permit the identification of  
35 information related to individual fuel licensees;

36 (16) Any production records, mineral assessments, and trade secrets  
37 submitted by a permit holder, mine operator, or landowner to the  
department of natural resources under RCW 78.44.085; (~~and~~)

1 (17)(a) Farm plans developed by conservation districts, unless  
2 permission to release the farm plan is granted by the landowner or  
3 operator who requested the plan, or the farm plan is used for the  
4 application or issuance of a permit((-));

5 (b) Farm plans developed under chapter 90.48 RCW and not under the  
6 federal clean water act, 33 U.S.C. Sec. 1251 et seq., are subject to  
7 RCW 42.56.610 and 90.64.190; and

8 (18) Financial, commercial, operations, and technical and research  
9 information and data submitted to or obtained by a health sciences and  
10 services authority in applications for, or delivery of, grants under  
11 sections 1 through 6 of this act, to the extent that such information,  
12 if revealed, would reasonably be expected to result in private loss to  
13 providers of this information.

14 NEW SECTION. Sec. 15. CAPTIONS. Captions used in this act are  
15 not any part of the law.

16 NEW SECTION. Sec. 16. SEVERABILITY. If any provision of this act  
17 or its application to any person or circumstance is held invalid, the  
18 remainder of the act or the application of the provision to other  
19 persons or circumstances is not affected.

20 NEW SECTION. Sec. 17. CODIFICATION. Sections 1 through 10 of  
21 this act constitute a new chapter in Title 35 RCW.

22 NEW SECTION. Sec. 18. EXPIRATION DATE. Section 13 of this act  
23 expires June 30, 2008.

24 NEW SECTION. Sec. 19. EFFECTIVE DATE. Section 14 of this act  
25 takes effect June 30, 2008.

--- END ---