



# DEAD\* OR ALIVE 2017

**PLEASE NOTE:** \*"Dead" bills can always come back to life, especially if they are "necessary to implement the budget" (NTIB). Additionally, this list only includes information on the status of a particular House bill, not other bills on the topic, including Senate companion bills. Some Dead House bills have Senate companion bills that are still alive and/or the bill (in whole or part) could be incorporated into another bill or turned into a budget proviso. This information will be noted at the end of session once final action on bills has been taken.

## AGRICULTURE & NATURAL RESOURCES

**Wells protected from unfavorable *Hirst* requirements (*Taylor*).** [House Bill 1349](#) is a response to the *Hirst* decision that protects household wells from needing a water right or analysis of instream flows. The states' hundreds of millions of dollars in environmental mitigation and fish protection adequately compensate for the *de minimus* cumulative impact of the wells. *Public Hearing in Agriculture & Natural Resources Committee - DEAD*

**Wells owners protected from doing impairment analysis (*Shea*).** [House Bill 1382](#) is a response to the *Hirst* decision that assumes that all wells reduce stream flows. Because hydrogeologists indicate that impairment of other water rights and in-stream flows is difficult to prove for individual wells, this bill shifts the presumption so that household wells do not impair. *Public Hearing in Agriculture & Natural Resources Committee - DEAD*

**Prevention measures for aquatic invasive species (*Chandler*).** [House Bill 1429](#) strengthens the prevention efforts to avoid invasive species taking over beaches, water system and irrigation pipes, and natural waters. *Passed House Agriculture & Natural Resources Committee; No Public Hearing in House Appropriations Committee - DEAD*

**Local wildfire suppression contractors list (*Kretz*).** [House Bill 1489](#) requires Department of Natural Resources to create a list of local individuals to call to help support wildfire suppression efforts in the community. *Passed House 96-0-2; In Senate - ALIVE*

**Modified codification of *Hirst* requirements (*Springer*).** [House Bill 1885](#) is a response to the *Hirst* court decision that would authorize a \$250 fee to allow homes to have wells so that the Department of Ecology can create a program to address the Supreme Courts' concerns instead of individual property owners. *Passed House Agriculture & Natural Resources Committee; No Public Hearing in House Appropriations Committee - DEAD*

## APPROPRIATIONS

**Funding education first (*MacEwen*).** [House Bill 1021](#) requires that an education budget be proposed and enacted separate from the operating budget no later than March 31 in long sessions and February 15 in short sessions, and must do so within existing revenues, ensuring that education is funded first in the budgeting process. *No Public Hearing House Appropriations Committee - DEAD*

**Extending the levy cliff by one year (*Lytton*).** [House Bill 1059](#) extends current state levy policy for one calendar year so that the "levy cliff" now takes effect January 1, 2019. *Passed House 62-35-1. [Senate Companion Bill 5023 passed Senate 48-1 on March 8, 2017, passed House 87-10-1 on March 9, 2017 and has been delivered to the Governor.](#)*



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**Increasing distributions of liquor revenues to local governments (Hayes).** [House Bill 1113](#) incrementally increases the share of excess liquor revenues directed to local governments. Depending on amounts distributed under the formula, part of the increase must be used for public safety purposes including fire protection and criminal justice. *In House Rules Committee – DEAD (NTIB?)*

**Suspending the four-year balanced budget requirement (Ormsby).** [House Bill 1438](#) suspends the four-year balanced budget requirement for three biennia (i.e. 2017-19, 2019-21, and 2021-23) while additional K-12 funding is implemented. *No Public Hearing in House Appropriations Committee – DEAD*

**Providing a one-time increase for certain Plan 1 members (Dolan).** [House Bill 1484](#) provides eligible members of the Public Employees' Retirement System Plan 1 and the Teachers' Retirement System Plan 1 with a one-time increase to their monthly benefit equal to \$2 per year of earned service credit. *Public Hearing in House Appropriations Committee – DEAD*

**Expanding membership in PSERS (Kilduff).** [House Bill 1558](#) expands membership in the Public Safety Employees' Retirement System (PSERS) to include certain employees of the Department of Social and Health Services and the Department of Veteran's Affairs. *Passed House 93-5; In Senate – ALIVE*

**Restoring resources to the Capital Budget (Pike).** [House Bill 1608](#) prematurely terminates redirections of portions of the Real Estate Excise Tax, Public Utility Tax, and Solid Waste Tax from the Capital Budget to the General Fund beginning in FY18. *No Hearing in House Appropriations Committee – DEAD*

**Performance metrics for new spending programs (Stokesbary).** [House Bill 1817](#) requires new state spending programs that meet certain criteria to include a 10-year expiration date, a performance statement, and data requirements to enable a JLARC review of the program. *No Hearing in House Appropriations Committee – DEAD*

**Zero-based budgeting for non-entitlement programs (Stokesbary).** [House Bill 1818](#) establishes a zero-based review process for non-entitlement programs. *No Hearing in House Appropriations Committee – DEAD*

**House Democrats' K-12 funding proposal (Sullivan).** [House Bill 1843](#) maintains the prototypical school model, but increase allocations for state funded compensation, increase instructional hours for categorical programs, and reduce vocational class sizes. The proposal also eliminates the salary grid for certificated instructional staff and increase salary allocations for all three staff types. And for purposes of local levies, reduces the levy base and reduces the levy lid over a three year period. *Passed House 50-47-1; In Senate – ALIVE*

**Dynamic fiscal notes (Chandler).** [House Bill 1960](#) requires the Office of Financial Management to establish a process for providing fiscal impact statements, which may be requested under certain conditions and when the impact is likely to be greater than \$10 million. *Public Hearing in House Appropriations Committee – DEAD*

## **BUSINESS & FINANCIAL SERVICES**

**Virtual currency (Kirby).** [House Bill 1045](#) makes certain consumer protection measures for individuals using or dealing in virtual currency. *Passed House 91-7; In Senate – ALIVE*



# DEAD\* OR ALIVE 2017

**Workers' compensation exemption for certain freight drivers (Kirby).** [House Bill 1073](#) excludes persons operating a motor vehicle, which he or she owns, which is leased to a motor carrier, or for which he or she provides motor carrier services to a freight broker, from mandatory workers' compensation coverage. *Public Hearing in House Business & Financial Services Committee - DEAD*

**Occupational licensure portal (Manweller).** [House Bill 1361](#) eliminates various occupational licensures and requires those professions to register with an online business-review portal. *Public Hearing in House Business & Financial Services Committee - DEAD*

**Crowdfunding (Vick).** [House Bill 1593](#) makes various statutory changes to streamline the process for crowdfunding in Washington state. *Passed House 95-2-1; In Senate - ALIVE*

**License endorsement for cigar lounges and retail tobacco (Vick).** [House Bill 1919](#) establishes a cigar lounge endorsement and a retail tobacconist shop endorsement to the tobacco product retailer's license to allow for the smoking of tobacco products in a physically separated and designated area, subject to restrictions. *Passed House Business & Financial Services Committee; In House Health Care Committee - DEAD*

## CAPITAL BUDGET

**Financing essential public infrastructure (DeBolt).** [House Bill 1051](#) authorizes public works bonds for local governments in certain circumstances. Appropriates \$50 million of the Public Works Assistance Account for public works projects in rural counties. *Public Hearing in House Capital Budget Committee - DEAD*

**Financing essential public infrastructure (Peterson).** [House Bill 1677](#) authorizes the Public Works Board to provide grants, forgivable loans, an interest rate buy-downs for certain preconstruction, construction, and emergency projects. *Public Hearing in House Capital Budget Committee - DEAD (NTIB?)*

**Bonding state lottery revenue for school construction (MacEwen).** [House Bill 1694](#) would authorize \$250 million in special revenue bonds backed by state lottery revenue to fund school construction projects. Transfers \$140 million from the Budget Stabilization Account to the Opportunity Pathways account to offset the reduction. *Passed House Capital Budget Committee; No Public Hearing in House Appropriations Committee - DEAD*

## COMMERCE & GAMING

**Winery Tasting Rooms (Condotta).** [House Bill 1038](#) increases the number of tasting rooms domestic wineries can operate from two to four. *Passed House 94-4; In Senate - ALIVE*

**Theater spirits liquor licenses (Sawyer).** [House Bill 1165](#) eliminates two limitations placed on theater spirits licensees: that the theater have no more than 120 seats per screen and that the theater have tabletop accommodations for in-theater dining. *Public Hearing in Commerce & Gaming Committee - DEAD*

**Free lockable drug boxes (Griffey).** [House Bill 1250](#) allows marijuana retailers to give away, for free, lockable drug boxes and literature. Currently, they are unable to give away anything for free. *Passed House 96-0-2; In Senate - ALIVE*



# DEAD\* OR ALIVE 2017

**Creating a special permit for nonprofit wine auctions (Jenkin).** [House Bill 1718](#) creates a new special permit that would streamline the licensing process for nonprofits holding a wine auction. *Passed House 97-0-1; In Senate - **ALIVE***

**Spirits industry special events (Kirby).** [House Bill 1762](#) allows spirits industry members to offer personal services, such as pourings, bottle-signing events, and informational and educational events at grocery stores or beer and/or wine specialty shops. Also allows personal services to be performed by an agent of the industry member. *Public Hearing in House Commerce & Gaming Committee – **DEAD***

## COMMUNITY DEVELOPMENT, HOUSING & TRIBAL AFFAIRS

**Creating the statewide Tourism Marketing Act (Condotta).** [House Bill 1123](#) creates the Washington Tourism Marketing Authority. *Passed House Community Development, Housing & Tribal Affairs Committee; Public Hearing in House Appropriations Committee – **DEAD (NTIB?)***

**Extending and expanding document recording fees (Macri).** [House Bill 1570](#) eliminates the sunset on the homeless housing surcharge fee, and give councilmanic authority to raise it by an additional \$50. *In House Rules Committee – **DEAD (NTIB?)***

**Affordable housing construction (McBride).** [House Bill 1797](#) authorizes the use of REET II dollars in construction of affordable housing and authorizes a sales tax remittance on construction of new housing. *Passed Community Development, Housing & Tribal Affairs Committee; Public Hearing in House Finance Committee – **DEAD (NTIB?)***

**Expanding authorized use of homeless housing surcharge (Maycumber).** [House Bill 2010](#) authorizes the use of homeless housing surcharge fees for wildfire prevention and education in rural communities. *Passed House 98-0; In Senate - **ALIVE***

## EARLY LEARNING & HUMAN SERVICES

**Creating the Department of Children, Youth & Families.** [HB 1661](#) merges Department of Early Learning, DSHS- Children's Administration and DSHS- Juvenile Rehabilitation into one cabinet-level agency. *On House Floor Calendar – **ALIVE (NTIB and scheduled for House floor action on March 15, 2017)***

**Early learning facilities.** [House Bill 1777](#) creates the Early Learning Facilities Revolving Account to provide grants and loans for construction of early learning facilities. *Passed House 84-13-1; In Senate – **ALIVE***

**Prohibiting motels & office stays for foster youth (Kagi).** [HB 1883](#) prevents DSHS from keeping displaced foster youth in motels and regional offices as overnight placements. *No Public Hearing in House Early Learning & Human Services Committee – **DEAD***

**DEL licensing appeals boards (Dent).** [HB 1957](#) creates independent community appeals boards for child care providers to appeal adverse Department of Early Learning licensing decisions. *Public Hearing in House Early Learning & Human Services Committee – **DEAD***



# DEAD\* OR ALIVE 2017

**Child care licensing mediation (*Dent*).** [HB 2013](#) allows independent mediators to facilitate adverse child care licensing decisions between the Department of Early Learning & providers. *Passed House Early Learning & Human Services Committee; Public Hearing in House Appropriations Committee – DEAD*

## EDUCATION

**Discontinuing high school assessments as graduation requirements (*MacEwen*).** [House Bill 1046](#) decouples graduation requirements from statewide high school assessments by discontinuing the Certificate of Academic Achievement (CAA) and the Certificate of Individual Achievement (CIA). *Passed House 92-6; In Senate – ALIVE*

**Students Protecting Students program (*Manweller*).** [House Bill 1310](#) establishes the Students Protecting Students program, within OSPI, to provide a means to relay information anonymously concerning unsafe or violent activities or threats to schools or law enforcement agencies. *Public Hearing in House Education Committee - DEAD*

**Credits for high school graduation (*Stonier*).** [House Bill 1509](#) changes the 24-credit graduation requirement to a 21-credit graduation credit requirement, and establishes the credits required in specific types of courses. *Passed House Education Committee; No Public Hearing in House Appropriations Committee - DEAD*

## ENVIRONMENT

**School siting outside of the urban growth areas (*McCaslin*).** [House Bill 1017](#) modifies the Growth Management Act so schools can be built in rural areas. *Passed House 82-15-1; In Senate - ALIVE*

**Economic Revitalization Act (*Griffey*).** [House Bill 1525](#) empowers rural communities that suffer economic deterioration to make economic development a priority in their Growth Management Act planning documents. *No Public Hearing in House Environment Committee – DEAD*

**On-Site Septic System Inspections (*Short*) -** [House Bill 1503](#) allows homeowner inspections of septic systems instead of professional inspections. *Passed House 91-6-1; In Senate - ALIVE*

**Rural rail economic development (*Pike*).** [House Bill 1504](#) enables local governments to allow development along rail lines for rail dependent uses. *Passed House 83-14-1; In Senate - ALIVE*

**Promoting affordable rural housing by removing restrictions in the GMA (*Chandler*).** [House Bill 1748](#) removes language from the Growth Management Act that is often interpreted as restricting growth in rural areas - as was done in the *Hirst* decision. *Public Hearing in House Environment Committee - DEAD*

**Environmental Protection Land Exchange Act (*Griffey*).** [House Bill 1774](#) allows counties to develop land in rural areas to urban levels to compensate for land that was not developed within urban growth boundaries due to environmental protections and restrictions. *No Public Hearing in House Environment Committee - DEAD*



# DEAD\* OR ALIVE 2017

**Increasing greenhouse gas emissions limits (Fitzgibbon).** [House Bill 1144](#) modifies the state goals of reductions to greenhouse gas emissions to be 40 percent of 1990 levels in 2035 and 80 percent by 2050. *On House Floor Calendar - DEAD*

**Mandates for water systems to upgrade pipes to get the lead out (Pollet).** [House Bill 1925](#) requires water purveyors to remove pipes and infrastructure with lead from their systems. *Public Hearing in House Environment Committee - DEAD*

**Creating a paint-recycling program (Peterson).** [House Bill 1376](#) creates a system where individuals can drop off unused paint at retail establishments for recycling. *On House Floor Calendar - DEAD*

## FINANCE

**Tax incentives reporting (Nealy).** [House Bill 1296](#) follows recommendations of a Department of Revenue report on the benefits of consolidating and streamlining the reports that certain taxpayers are required to file if they utilize tax incentives designed to improve industry competitiveness or create or retain jobs. *Passed House 96-0-2; In Senate - ALIVE*

**Sales tax holiday for back-to-school supplies (Irwin).** [House Bill 1457](#) exempts clothing and school supplies from sales tax on the second weekend in August each year. *No Public Hearing in House Finance Committee - DEAD*

**Small farms property tax (Doglio).** [House Bill 1544](#) allows homesites on agricultural or equestrian parcels less than 20 acres qualify for current use valuation if certain thresholds of income earned from the property are met. *On House Floor Calendar - DEAD*

**Eliminating or narrowing certain tax incentives (Lytton).** [House Bill 1549](#) proposes narrowing the tax incentive for recycled fuel, modifying the non-resident sales tax exemption, repealing the sales tax exemption on bottled water, and limiting the trade-in exemption, among other changes. *No Public Hearing in House Finance Committee - DEAD*

**Business and occupation tax rate increase for service businesses (Lytton).** [House Bill 1550](#) increases the tax rate for businesses that file in the "service and other" category for business and occupation tax purposes from one and one-half percent to two and one-half percent. *No Public Hearing in House Finance Committee - DEAD (NTIB?)*

**Carbon tax (Lytton).** [House Bill 1555](#) levies a tax of \$25/metric ton of carbon dioxide. The rate would increase annually by inflation plus three and one-half percent. *No Public Hearing in House Finance Committee - DEAD (NTIB?)*

**Capital gains income tax (Jenkins).** [House Bill 1730](#) levies a tax of seven and nine-tenths percent on capital gains income, with certain deductions and exemptions for residences, agriculture and timber. *No Public Hearing in House Finance Committee - DEAD (NTIB?)*

**Expanding tax incentives for alternative fuel commercial vehicles (Fey).** [House Bill 1809](#) expands the type of commercial vehicles that can qualify for tax credits, and doubles the size of the credit while retaining the annual cap on the credit program. *Passed House 97-1; In Senate - ALIVE*



# DEAD\* OR ALIVE 2017

**Capital gains income tax (Pollet).** [House Bill 1926](#) taxes capital gains income at four percent. *No Public Hearing in House Finance Committee - DEAD (NTIB?)*

## HEALTH CARE & WELLNESS

**Statewide drug takeback program (Peterson).** [House Bill 1047](#) establishes a statewide drug takeback system. *On House Floor Calendar - DEAD*

**Tobacco 21 (Harris).** [House Bill 1054](#) raises the legal age to purchase tobacco and vapor products to 21. *Passed House Health Care & Wellness Committee; Public Hearing in House Finance Committee – DEAD*

**Right to try (Vick).** [House Bill 1242](#) allows patients access to experimental drugs in Phase II of the FDA's approval process. *No public hearing in House Health Care & Wellness Committee - DEAD*

**Midlevel dental therapy (Cody).** [House Bill 1364](#) authorizes the practice of mid-level dental therapy in Washington. *Passed House Health Care & Wellness Committee; No Hearing House Appropriations Committee - DEAD*

**Dental service organizations (DSOs) (Harris).** [House Bill 1389](#) regulates corporate dental practices and prohibit certain actions by DSOs that interfere with the practice of dentistry. *In House Rule Committee - DEAD*

**Rx drug cost transparency (Robinson).** [House Bill 1541](#) requires pharmaceutical companies to disclose certain financial information and information regarding the pricing of their products. *Passed House 52-46; In Senate - ALIVE*

**Safe injection sites (Stokesbary).** [House Bill 1761](#) pre-empts local regulations on safe injection sites and prohibit public funds from being spent on such sites. *No public hearing in House Health Care & Wellness Committee - DEAD*

**Balance Billing (Cody).** [House Bill 2114](#) addresses charges for out-of-network health care services. *Passed House 81-17; In Senate - ALIVE*

## HIGHER EDUCATION

**Transparency of textbook and course material costs (Van Werven).** [House Bill 1375](#) requires community and technical colleges to include the cost of textbook and course materials to students in course description at the time of registration. *Passed House 97-0-1; In Senate – ALIVE*

**Opportunity Scholarship eligibility (Holy).** [House Bill 1452](#) Expands the Opportunity Scholarship Program to students pursuing high-demand professional-technical certificates and degrees. *On House Floor Calendar – DEAD*

**College Bound Scholarship eligibility for undocumented students (Hansen).** [House Bill 1488](#) aligns College Bound Scholarship citizenship requirements with State Need Grant requirements. *In House Rules Committee – DEAD*



# DEAD\* OR ALIVE 2017

**Open education textbooks and course materials at four-year colleges and universities (Frame).** [House Bill 1561](#) creates the Open Educational Resources (OER) grant pilot program for public four-year institutions of higher education and requires the Student Achievement Council to conduct outreach to other states and higher education agencies to identify if there is interest in establishing a multistate OER network. *Passed House 64-34; In Senate – **ALIVE***

**Open education textbooks and course materials at four-year colleges and universities (Stambaugh).** [House Bill 1768](#) creates a pilot grant program for the public four-year institutions of higher education to promote, adapt, and create open educational resources (OERs) and reduce students' costs of attendances. *No Public Hearing in House Appropriations Committee – **DEAD***

**Washington Promise Program/Free community & technical college (Pollet).** [House Bill 1840](#) creates the Washington Promise program to provide free community & technical college tuition and fees to eligible students. *Passed House Higher Education Committee; No Public Hearing in House Appropriations Committee - **DEAD***

## **JUDICIARY**

**Assault weapons ban (Peterson).** [House Bill 1134](#) prohibits the purchase, sale, transfer and possession of “assault weapons” and large capacity magazines. *No Public Hearing in House Judiciary Committee—**DEAD***

**Assault weapons background checks (Jenkins).** [House Bill 1387](#) creates licensing requirements and additional background checks for sales and transfers of assault weapons and large capacity magazines. *Public Hearing in House Judiciary Committee- **DEAD***

**Safe storage of firearms (Kagi).** [House Bill 1122](#) creates a crime of community endangerment due to unsafe storage of a firearm. *In House Rules Committee – **DEAD***

**Attorneys for foster youth (Frame).** [House Bill 1251](#) provides appointment of attorneys for children at all stages of child welfare proceedings. *Passed House Judiciary Committee; Public Hearing in House Appropriations – **DEAD***

**Eviction of squatters (Barkis).** [House Bill 1305](#) provides landowners and law enforcement a process to forcibly remove unlawful squatters before going through the civil eviction process. *On House Floor Calendar – **DEAD***

## **LABOR & WORKPLACE STANDARDS**

**Right to work (Shea).** [House Bill 1006](#) makes Washington a right-to-work state. *No Public Hearing in House Labor and Workforce Standards Committee - **DEAD***

**Paid family and medical leave (Robinson).** [House Bill 1116](#) implements paid family leave and expands the program to include medical leave to care for the employee or the employee's family member. *In House Rules Committee – **DEAD (NTIB?)***





# DEAD\* OR ALIVE 2017

**Limiting workers' compensation benefits if worker under the influence (Pike).** [House Bill 1228](#) limits workers' compensation benefits to just medical expenses if the worker was under the influence of drugs or alcohol at the time of the workplace incident. *No Public Hearing in House Labor and Workforce Standards Committee - DEAD*

**Collective bargaining reforms for state employees (Chandler).** [House Bill 1287](#) makes reforms to state employee collective bargaining, including opening negotiations to the public. *No Public Hearing in House Labor and Workforce Standards Committee - DEAD*

**Ban the box (Ortiz-Self).** [House Bill 1298](#) prohibits, with certain exceptions, an employer from inquiring about an applicant's arrest or conviction history on an employment application. *Passed House 68-30; In Senate - ALIVE*

**Employee misclassification (Riccelli).** [House Bill 1300](#) prohibits misclassification of employees as independent contractors, creates new and burdensome independent contractor tests, and sets penalties. *Passed House Labor and Workforce Standards Committee; Public Hearing in House Appropriations Committee - DEAD*

**Anti-retaliation (Ryu).** [House Bill 1301](#) creates retaliation provisions in various wage and hour laws, including establishing criminal penalties and administrative enforcement for violations. *Passed House Labor and Workforce Standards Committee; Public Hearing in House Appropriations Committee - DEAD*

**Equal pay (Kraft).** [House Bill 1447](#) clarifies existing pay discrimination provisions in the Equal Pay Act, provides enhanced enforcement mechanisms, and codifies in state law that employers may not prohibit workers from discussing their wages with another employee. *Public Hearing in House Labor and Workforce Standards Committee - DEAD*

**Workplace pregnancy accommodation (Caldier).** [House Bill 1448](#) requires employers with 15 or more employees to provide reasonable workplace accommodation for pregnancy-related or childbirth-related health conditions, unless the accommodation would impose an undue hardship on the employer's business. *Public Hearing in House Labor and Workforce Standards Committee - DEAD*

**Equal Pay (Senn).** [House Bill 1506](#) modifies the Equal Pay Act by defining "similarly employed," modifying defenses, and making other changes. The bill prohibits discrimination in employment opportunities based on gender, and prohibits retaliation workplace discussions about wages and other matters. *Passed House 61-36-1; In Senate - ALIVE*

**Union bargaining representative recertification (Pike).** [House Bill 1607](#) requires periodic recertification of a union bargaining representative, including the option to de-unionize. *No Public Hearing in House Labor and Workforce Standards Committee - DEAD*

**Requiring minimum crew size on trains (Farrell).** [House Bill 1669](#) establishes minimum crew size requirements for freight and passenger trains and trains carrying hazardous materials. *In House Rules Committee - DEAD*

**Establishing prevailing wage based on CBAs (Ormsby).** [House Bill 1674](#) establishes the prevailing wage rates based on collective bargaining agreements. *Passed House 50-48; In Senate - ALIVE*



# DEAD\* OR ALIVE 2017

**Meal and rest breaks, and mandatory overtime, for health care employees (Riccelli).** [House Bill 1715](#) (1) provides that certain hospital employees must be allowed to take uninterrupted meal and rest periods that are not intermittent; and (2) amends the prohibition on mandatory overtime in health care facilities by including additional employees, prohibiting the employer from using prescheduled on-call time to fill foreseeable staff shortages, and other changes. *Passed House 55-22-1; In Senate - **ALIVE***

**Workers' compensation reform (Manweller).** [House Bill 1729](#) makes various changes to workers' compensation laws, including occupational disease reform, eliminating the age requirement for the structured settlement program, expanding claims management authority for self-insured employers, eliminating the liberal construction mandate, and eliminating the special consideration rule for attending physicians. *No Public Hearing in House Labor and Workforce Standards Committee - **DEAD***

**Workplace accommodations for pregnant women (Farrell).** [House Bill 1796](#) provides that it is an unfair practice for an employer (with 8 or more employees) to refuse to make reasonable accommodations for an employee's pregnancy and pregnancy-related health conditions. *Passed House 98-0; In Senate - **ALIVE***

**Employer status of franchisors (McCabe).** [House Bill 1881](#) clarifies that a franchisor is not an employer of a franchisee's workers. *No Public Hearing in House Labor and Workforce Standards Committee - **DEAD***

**Non-compete agreements (Stanford).** [House Bill 1967](#) (1) makes void non-compete agreements with temporary or seasonal employees, with independent contractors, or for employees terminated without just cause or laid off; (2) creates a rebuttable presumption that a non-compete agreement for more than one year or for employees who are not executives is unreasonable and void; and (3) provides that if court reforms an unreasonable non-compete agreement, the party seeking to declare the agreement void is deemed the prevailing party under the contract and in law. *Passed House 97-0-1; In Senate - **ALIVE***

## LOCAL GOVERNMENT

**Prohibiting commercial rent control (Manweller).** [House Bill 1082](#) prohibits commercial rent control in Washington state. *Public Hearing in House Local Government Committee - **DEAD***

**County auditors (Appleton).** [House Bill 1161](#) makes various changes and efficiencies to the statutes governing county auditors. *In House Rules Committee - **DEAD***

**Building requirements for individuals with disabilities (McBride).** [House Bill 1262](#) requires an increase in the minimum width dimensions for access aisle spaces adjacent to van parking, and require additional signage in parking spaces. *Passed House 97-0-1; In Senate - **ALIVE***

**Financing of local infrastructure - Housing Finance Commission (Tharinger).** [House Bill 1324](#) creates a new program within the Housing Finance Commission to provide financing for local infrastructure projects through the issuance of bonds or loans. *Passed House Local Government Committee; Public Hearing in House Capital Budget Committee - **DEAD***

**Maintenance and repair of private roadways (MacEwen).** [House Bill 1367](#) authorizes counties, cities, and towns to construct and repair a private roadway after receiving a signed petition from property owners abutting the roadway and adopting a resolution concerning improvement of roadways. *Public Hearing in House Local Government Committee - **DEAD***



# DEAD\* OR ALIVE 2017

**International Plumbing Code (Buys).** [House Bill 1435](#) allows the International Plumbing Code to be used as an alternative plumbing code. *No Public Hearing in House Local Government Committee - DEAD*

**State Building Code Council (Buys).** [House Bill 1436](#) (1) requires two assessments of aspects of the work of the State Building Code Council (Council), culminating in two reports to the Legislature in 2018; (2) makes certain changes to the administrative processes of the Council, including requiring the Council to adhere to statutory requirements applicable to significant legislative rules; and (3) establishes the Council in DES and requires DES, instead of the Council, to employ staff and contract for services for the Council. *Public Hearing in the Local Government Committee - DEAD*

**County treasurer administrative efficiencies (Stonier).** [House Bill 1648](#) (1) makes optional a requirement that a county treasurer provide a payment agreement; (2) creates a different tax notice requirement if paid by a bank; and (3) allows electronic signatures for certain forms submitted to the Department of Revenue. *Passed House 97-0-1; In Senate - ALIVE*

## PUBLIC SAFETY

**Reducing drug possession to a misdemeanor (Appleton).** [House Bill 1087](#) reduces the penalty for unlawful possession of a controlled substance from a class C felony to a misdemeanor. *Public Hearing in Public Safety Committee - DEAD*

**Limitations on government use of drones (Taylor).** [House Bill 1102](#) prohibits state agencies from procuring an extraordinary sensing drive (or "drone") without legislative approval and regulates personal data collection and management. *Public Hearing in Public Safety Committee - DEAD*

**Statute of limitations on sex offenses (Griffey).** [House Bill 1155](#) eliminates the statute of limitations on certain felony sex offenses. *Passed House 90-8; In Senate - ALIVE*

**Attacks on law enforcement considered hate crimes (McCabe).** [House Bill 1398](#) adds "occupation as a law enforcement officer" to the list of protected status under the malicious harassment statute. *No Public Hearing in Public Safety Committee - DEAD*

**Use of deadly force (Ryu).** [House Bill 1529](#) (1) modifies the criminal liability standard for peace officers using deadly force; (2) requires independent investigations of deadly force incidents; (3) requires data collection and reporting for deadly force incidents; and (4) creates programs designed to fund less lethal weapons, increase civilian oversight, and update training for peace officers. *Public Hearing in Public Safety Committee - DEAD*

**Use of deadly force (Goodman).** [House Bill 1769](#) (1) requires agencies to report data on deadly force incidents; (2) creates grant program to assist procurement of less lethal weapons; (3) requires increased law enforcement training; (4) requires diversity study; and (5) creates programs to foster law enforcement and community engagement. *Public Hearing in Public Safety Committee - DEAD*

**Blood alcohol levels for driving under the influence (Lovick).** [House Bill 1874](#) lowers the limit for per se violations of impaired driving offenses from 0.08 BAC to 0.05 BAC. *Passed House Public Safety Committee, Public Hearing in House Transportation Committee - DEAD*



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## STATE GOVERNMENT

**Licensing and regulatory rights of small businesses (Barkis).** [House Bill 1352](#) requires the Attorney General's Office, Department of Agriculture, Labor & Industries, Department of Revenue, and the Director of Fire Protection to review the Administrative Procedures Act to identify current rights and protections offered to small business owners selected for agency enforcement actions including inspections, audits, site visits, or records review. *Passed House 96-0-2; In Senate – **ALIVE***

**Public records administration (McBride).** [House Bill 1594](#) requires the Attorney General's Office to consult with local governments on best practices for managing public records requests. Agencies must be open to mediation with a requestor in order to clarify a request. Requires the State Archives to do a feasibility study on a statewide portal option. Adds an additional \$1 to documents recorded with the county auditor for a local competitive grant program for equipment upgrades. *Passed House 79-18-1; In Senate – **ALIVE***

**Costs associated with public records requests (Nealy).** [House Bill 1595](#) authorizes agencies to charge for copies of electronically produced public records and sets a default fee schedule for such records. Authorizes customized charges for exceptionally complex requests. Allows agencies to deny requests from bots. *Passed House 75-22-1 – **ALIVE***

**Voting Rights Act (Gregerson).** [House Bill 1800](#) creates a new cause of action for proven instances of polarized voting and authorizes courts to order appropriate remedies, including ordering the implementation of district-based elections. *Passed House 51-46-1; In Senate – **ALIVE***

## TECHNOLOGY & ECONOMIC DEVELOPMENT

**Unmanned aircraft.** [House Bill 1049](#) makes certain actions with a drone punishable by a civil infraction or a private cause of action. *Public Hearing in House Technology & Economic Development Committee- **DEAD***

**Small business regulatory fairness (Smith).** [House Bill 1120](#) responds to the recommendations of a state audit that found inconsistencies and failures in state agency compliance with the Regulatory Fairness Act, a law that requires agencies to evaluate proposed rules to see if they have a disproportionate impact on small business. *Passed House 98-0; In Senate - **ALIVE***

**Distributed energy (Morris).** [House Bill 1233](#) offers utilities the option to petition for alternative forms of regulation, sets minimum requirements for planning for distributed generation, sets a regulatory framework for solar leasing, and addresses future net metering policy for rooftop solar. *Public Hearing in House Technology & Economic Development Committee - **DEAD***

**Low-income ratepayer assistance (Manweller).** [House Bill 1330](#) extends the business and occupation tax exemption for amounts received as credits against contracts with or funds provided by the Bonneville Power Administration and used for low-income ratepayer assistance. This should result in an additional \$600,000 a year in low-income ratepayer assistance primarily to customers of public utility districts that contract with BPA for power. *Passed House Technology & Economic Development Committee; Public Hearing in House Finance Committee - **DEAD***



# DEAD\* OR ALIVE 2017

**Energy Independence Act (Tarleton).** [House Bill 1334](#) restricts utilities from investing in natural gas, nuclear, coal, or hydroelectric generation unless necessary for reliability of the grid. Also imposes conservation burdens on small utilities and market customers for the first time. *Public Hearing in House Technology & Economic Development Committee - DEAD*

**Electrification of transportation (Tarleton).** [House Bill 1335](#) provides new authority to municipal utilities to engage in and promote the build-out of electric vehicle infrastructure. *Public Hearing in House Technology & Economic Development Committee - DEAD*

**Private sector commercial use of biometric identifiers (Morris).** [House Bill 1493](#) establishes rules for notice and consent when an individual wishes to identify a person using a biometric identifier in a database, and prohibits selling or leasing a biometric identifier for a commercial purpose in some circumstances. Also establishes requirements of reasonable care for retention and storage of biometric identifiers. And provides that only the Attorney General may enforce the restrictions. *Passed House 81-17; In Senate - ALIVE*

**State agency collection, use, and retention of biometric identifiers (Smith).** [House Bill 1717](#) prohibits state agencies, other than law enforcement, from obtaining a biometric identifier without notice and consent, and from selling the identifier. Also restricts the agency use and sharing and requires specific privacy policies for this type of information. And exempts the biometric identifiers from the Public Records Act. *Passed House 97-1; In Senate - ALIVE*

## TRANSPORTATION

**I-405 toll lanes replacement (Harmsworth).** [House Bill 1030](#) removes high occupancy toll lanes from I-405 and replaces existing toll lanes with one high occupancy vehicle lane and one general traffic lane. *No Public Hearing in Transportation - DEAD*

**REAL ID compliance (Clibborn).** [House Bill 1041](#) moves Washington into REAL ID compliance by requiring the Department of Licensing to mark driver's licenses and identicards to indicate that they are not acceptable for federal purposes and reduces the fee for enhanced driver's licenses and identicards. *In House Rules Committee - ALIVE*

**Railroad employee vehicle services (Stanford).** [House Bill 1105](#) requires vendors providing railroad employee transportation services or railroads to carry insurance for the passengers on board the vehicles. *Passed House 97-0-1; In Senate - ALIVE*

**Child passenger restraints (Berquist).** [House Bill 1188](#) modifies the statute relating to child passenger restraints to require children under the age of 2 to be secured in a rear-facing child seat, children under the age of 4 to be secured in a forward-facing child seat, and children under the age of 10 to be secured in a booster seat. Children who exceed manufacturer weight and height limitations may graduate to the restraints for older children. *Passed House 69-28-1; In Senate - ALIVE*

**License plates for Gold Star families (Reeves).** [House Bill 1320](#) permits Gold Star widows or widowers to purchase a standard Washington license plates and renewals at the same discounted price as the Gold Star license plate. *Passed House 98-0 - ALIVE*



# DEAD\* OR ALIVE 2017

**Cell phone ban while driving (Farrell).** [House Bill 1371](#) prohibits the use of electronic communications devices for all persons operating a motor vehicle, subject to certain exceptions. *Passed House 52-45-1; In Senate - **ALIVE***

**Distracted driving (Hayes).** [House Bill 1631](#) increases the penalty for all traffic violations when the driver was found to be dangerously distracted while committing the offense. A driver is "dangerously distracted" when engaging in any activity that is not related to the actual operation of a motor vehicle in a manner that interferes with the safe operation of the vehicle. *Public Hearing in Transportation Committee - **DEAD***

**Foster youth driving support (Clibborn).** [House Bill 1808](#) requires Department of Social and Health Services (DSHS) to provide driver's license support to foster youth, including reimbursement of Department of Licensing fees and motor vehicle liability insurance costs. *Passed House 95-3; In Senate - **ALIVE***

**I-5 Columbia River bridge (Wylie).** [House Bill 2095](#) establishes a work group to investigate the possibility of building a new I-5 bridge over the Columbia River and encourages the governor to enter into a bistate agreement with Oregon to create a joint legislative task force devoted to the creation of such a bridge. *Passed House 60-38; In Senate - **ALIVE***