



Session Watch

Monday, February 25, 2019 (day 43 of the 105-day session)

First Round of Cutoffs Complete

The first legislative cutoff was Friday, while many bills died, many more remain alive. Any bill that has money attached to it remains alive for now. Fiscal committee cutoff is next week. That will shorten the list a bit more. All the bills listed are still active.

I still have bills listed by category to make it easier to find and compare similar bills. Note that most bills related to gun control died in the first cutoff.

SSB 5693 Flawed

SSB 5693 titled “ag supply chains” generated some attention in the Capital Press with the headline, “Bill would require Washington farmers to report slaves.” The bill would require large retailers to report, on their website, any citation of a labor related law by any ag supplier. The bill is so broad that it appears if someone driving a truck loaded with apples got a log book citation, every store that sells apples would be required to post a notice on their website. The bill includes the terms slavery, peonage and human trafficking which are highly offensive to the entire ag community.

Livestock Brand Inspections

The livestock brand inspection situation is still up in the air. The program is out of money and cannot continue to operate without a fee increase. The dairy industry supports the direction WSDA is heading with more reliance on electronic records. The livestock industry is not so sure. Talks continue.

Burrowing Shrimp

SB 5626 which allows the use of imidacloprid to control infestations of burrowing shrimp in Willapa Bay and Grays Harbor so oysters can be grown passed the Senate Ag committee. The bill also transfers powers of the Department of Ecology as it relates to the regulation of the pesticides, to the department of agriculture.

Pesticide Bills of Interest

Both versions of the Pesticide Application Safety work group bill remain alive after the first cutoff. Both bills were amended to add the Pacific

Northwest Ag Safety and Health Center (PNASH) from the University of Washington to the committee and to remove the Poison Center. The advisory group to the committee will meet only as needed and then has the option of meeting by teleconference. This change was necessary to decrease the fiscal note.

The pollinator bill was amended to remove mention of any specific classes of pesticides. It still includes language directing the department of agriculture to develop educational materials regarding best practices for avoiding adverse effects from pesticides to bees, honey bees, and other pollinating insects. The department of agriculture must also create and chair a pollinator health task force.

SB 5597 establishes a legislative work group to develop recommendations for improving best management practices for aerial application of herbicides on state and private forestlands. The group is structured similarly to last summer’s work group on pesticide application safety in agriculture. The group includes a variety of state agencies as well as timberland owners, environmental groups, an aerial applicator and others. The group must report the Governor, the Legislature, and the Forest Practices Board by November 10, 2019.

Next week there will be much discussion about taxes and other fiscal issues.

Quote of the Week

"Look at a day when you are supremely satisfied at the end. It's not a day when you lounge around doing nothing; it's when you had everything to do, and you've done it".

- Margaret Thatcher

Trivia Question of the Week

Which Washington State Master held the longest tenure in Washington State Grange History?

Last Week's Trivia Answer

William Saunders

Upcoming Hearings of Interest

Ways & Means (Senate) - SHR 4, - 2/27 @ 1:30pm

- SSB 5511 - Public Hearing - Expanding affordable, resilient broadband service to enable economic development, public safety, health care, and education in Washington's communities. (Support/High)

Ways & Means (Senate) - SHR 4, - 2/28 @ 1:30pm

- SB 5066 - Public Hearing - Concerning school district elections. (Concerns/Medium)

Selected Bills of Interest

Agriculture

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Priority</u>	<u>Position</u>
<u>HB 1429</u> (SB 5447)	Dairy milk assessment fee Delays, until June 30, 2025, the expiration date for the dairy milk assessment fee.	H Approps	Shewmake	Low
<u>HB 1712</u>	Farm products/vehicle weight Authorizing vehicles or combinations of vehicles carrying farm products to exceed total gross weight limits by two thousand pounds.	H Trans	Dye	Low Support
<u>SHB 1725</u> (SB 5550)	Pesticide application safety Implementing the recommendations of the pesticide application safety work group.	H Approps	Dent	High Support
<u>SHB 1733</u> (SSB 5543)	Productive farmland Retaining productive farmland.	H Approps	Gregerson	Low Support
<u>SHB 1875</u>	Ag. crop damage by wildlife Concerning wildlife damage to agricultural crops.	H Approps	Eslick	Medium Support
<u>HB 2074</u> (SB 5956)	Livestock inspection Concerning livestock inspection.	H Approps	Blake	Medium Support
<u>HB 2075</u> (SB 5967)	Livestock brand inspections Removing the authority of the department of agriculture to conduct livestock brand inspections.	H Approps	Chandler	Medium Support
<u>HB 2087</u>	Retired farmers/prop. tax Exempting land removed from open space or farm and agricultural land classification from interest and other penalties if the land is owned in whole or in part by a retired farmer.	H Finance	Kraft	Low
<u>SB 5447</u> (HB 1429)	Dairy milk assessment fee Delays, until June 30, 2025, the expiration date for the dairy milk assessment fee.	S 2nd RdConsCal	Van De Wege	Low
<u>SSB 5543</u> (SHB 1733)	Productive farmland Retaining productive farmland.	S Ways & Means	Takko	Low Support
	Pesticide application safety	S Ways & Means	Salda?a	High Support

[SB 5550](#)
(SHB
1725)

Creates the pesticide application safety committee and requires it to: (1) Explore how the department of agriculture, the department of labor and industries, the department of health, and the Washington poison center collect and track data; and (2) Consider the feasibility and requirements of developing a shared database, including how the department of health could use existing tools, to better display multiagency data regarding pesticides. Expires July 1, 2025.

[SSB 5552](#)

Pollinators S Ways & Means Liias High
Concerning the protection of native pollinators, including bees.

Broadband

Bill Details

Status

Sponsor

Priority

Position

[SHB 1498](#)
(SSB 5511)

Broadband service H Cap Budget Hudgins High Support
Expanding affordable, resilient broadband service to enable economic development, public safety, health care, and education in Washington's communities.

[HB 1800](#)

Rural internet infra./taxes H Finance Orcutt Medium Support
Allowing a local sales and use tax as a credit against the state sales tax for rural high-speed internet infrastructure without increasing the total sales and use tax rate.

[SSB 5511](#)
(SHB
1498)

Broadband service S Ways & Means Wellman High Support
Expanding affordable, resilient broadband service to enable economic development, public safety, health care, and education in Washington's communities.

Elections

Bill Details

Status

Sponsor

Priority

Position

[SHB 1063](#)

Primary elections/age 17 H Rules R Bergquist Low Concerns
Permits a person to vote in a primary election or presidential primary election if the person is registered to vote, and is not at least eighteen years old at the time of the election, but is or will be at least eighteen years old by the next general election.

[HB 1209](#)
(SB 5063)

Ballots, prepaid postage H Approps Hansen Low
Requires the state to reimburse counties for the cost of return postage on mail and absentee ballots for elections. Requires return envelopes for election ballots to include prepaid postage.

[SB 5063](#)
(HB 1209)

Ballots, prepaid postage S Ways & Means Nguyen Low
Requires the state to reimburse counties for the cost of return postage on mail and absentee ballots for elections. Requires return envelopes for election ballots to include prepaid postage.

[ESB 5273](#)
(HB 1310)

Presidential primary H 2nd Reading Hunt Medium Neutral
Changes the dates for the presidential primary; and for the secretary of state to propose an alternative date for the primary, including to coordinate a regional primary with Alaska, Arizona, California, Hawaii, Idaho, Montana, Nevada, Oregon, or Utah. Prohibits the proposed date from being before the earliest date permitted by the national rules of the major political parties. Requires each party to determine which candidates are to be placed on the presidential primary ballot for that party. Requires a ballot, if requested by a party chair, to contain a place for a voter to indicate a preference for having delegates to the party's national convention remain uncommitted.

Energy / Carbon

Bill Details

Status

Sponsor

Priority

Position

Greenhouse gas/transp. fuels H Approps Fitzgibbon Medium Oppose

[SHB 1110](#)
(SB 5412)

Supports the deployment of clean transportation fuel technologies through a carefully designed program that reduces the carbon intensity of fuel used in the state, in order to: (1) Reduce levels of conventional air pollutants from diesel and gasoline that are harmful to public health; (2) Reduce greenhouse gas emissions associated with transportation fuels, which are the state's largest source of greenhouse gas emissions; and (3) Create jobs and spur economic development based on innovative clean fuel technologies. Requires the joint legislative audit and review committee to: (1) Analyze, by December 1, 2027, the impacts of the initial five years of clean fuels program implementation; and (2) Submit a report to the legislature that summarizes the analysis.

[SHB 1113](#)

Greenhouse emission limits	H Approps	Slatter	Medium	Concerns
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Amending state greenhouse gas emission limits for consistency with the most recent assessment of climate change science and with the United States' commitment under the 2015 Paris climate agreement.

[2SHB 1211](#)
(2SSB 5116)

Clean energy	H Approps	Tarleton	Medium	Concerns
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Establishes the Washington clean energy transformation act. Addresses the elimination of coal-fired electricity and the transition of the state's electricity supply to one hundred percent carbon neutral by 2030. Provides that it is the policy of the state that all retail sales of electricity to the state's customers be greenhouse gas neutral by January 1, 2030. Requires the department of commerce to convene an energy and climate policy advisory committee to develop recommendations to the legislature for the coordination of existing resources, or the establishment of new ones, to: (1) Examine the costs and benefits of energy-related policies, programs, functions, activities, and incentives; and (2) Conduct other energy-related studies and analyses as may be directed by the legislature. Requires the department of health to conduct a cumulative impact analysis to designate the communities highly impacted by fossil fuel pollution and climate change.

[2SSB 5116](#)
(2SHB 1211)

Clean energy	S Rules 2	Carlyle	Medium	Concerns
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Supporting Washington's clean energy economy and transitioning to a clean, affordable, and reliable energy future.

[SSB 5947](#)
(HB 2095)

Sustainable farms and fields	S Ways & Means	McCoy	Medium	Concerns
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Establishing the sustainable farms and fields grant program.

Guns

Bill Details

Status

Sponsor

Priority

Position

[SSB 5143](#)

Domestic violence/firearms	S Rules 2	Dhingra		
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Requires a peace officer, who responds to a domestic violence call and has probable cause to believe that a crime has been committed, to seize all firearms and ammunition that he or she believes were used or threatened to be used in the commission of the offense and may seize all firearms and ammunition in plain sight or discovered under a consensual or other lawful search. Requires a law enforcement agency to: (1) Comply with certain domestic violence requirements before returning a seized firearm or ammunition to the owner or individual from whom the firearm or ammunition was obtained; and (2) Forward the offense report regarding any incident of domestic violence to the appropriate prosecutor within ten days of making the report. Requires the criminal justice training commission to implement a course of instruction for training law enforcement officers in the handling of domestic violence complaints. Provides immunity from liability to appointed or elected public officials, public employees, public agencies, or units of local government and its employees, for damages arising out of the seizure or failure to seize a firearm.

[ESSB 5148](#)

Hunting/visible clothing	H RDev, Ag&NR	Wilson	Low	
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Requires the fish and wildlife commission to adopt rules determining the times and manner when a person who is hunting must wear fluorescent orange or fluorescent pink clothing.

[SSB 5434](#)
(HB 1530)

Weapons in certain locations	S Rules 2	Wilson		
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Restricting possession of weapons in certain locations.

Taxes

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Priority</u>	<u>Position</u>
HB 1172 (SB 5314) Capital gains tax/prop. tax Capital gains tax.	H Finance	Santos	High	Oppose
HB 1228 (SB 5130) Fish barrier removal funding Creates a graduated real estate excise tax.	H Finance	Chapman	Medium	Concerns
HB 1343 (SB 5129) Revenue Capital gains tax.	H Finance	Tarleton	High	Oppose
HB 1881 Custom farming/tax exemption Making the custom farming and hauling farm products tax exemptions permanent.	H Finance	Ybarra	Medium	Support
SB 5066 School district elections Allows a simple majority of voters voting to authorize school district bonds. Takes effect if the proposed amendment to Article VII, section 2 and Article VIII, section 6 of the state Constitution, providing for a simple majority of voters voting to authorize school district bonds, is approved by the voters at the next general election.	S Ways & Means	Wellman	Medium	Concerns
SB 5129 (HB 1343) Revenue Creates a capital gains tax. Increases the business and occupation tax rate on certain services.	S Ways & Means	Rolfes	High	Oppose
SB 5130 (HB 1228) Fish barrier removal funding Creates a graduated real estate excise tax.	S Transportation	Rolfes	High	Oppose
SB 5314 (HB 1172) Capital gains tax/prop. tax Capital gains tax.	S Ways & Means	Wellman	High	Oppose
SB 5743 Vehicle taxation Requires revenue collected from state retail sales and use taxes on each new and used retail sale of a vehicle to be deposited in the motor vehicle fund and must only be used for highway purposes.	S Transportation	Fortunato	Medium	Support

Uncategorized Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Priority</u>	<u>Position</u>
2SHB 1114 Food waste reduction Reducing the wasting of food in order to fight hunger and reduce environmental impacts.	H Rules R	Doglio	Low	Support
HB 1167 (SB 5476) Composting/nuisance lawsuits Confirms that composting activities are recognized as agricultural activities and protected from nuisance lawsuits.	H Rules R	Walen	Medium	Support
HB 1187 Fish habitat projects Revising hydraulic project eligibility standards under RCW 77.55.181 for conservation district-sponsored fish habitat enhancement projects. Allows a fish habitat enhancement project to be approved by conservation districts as conservation district-sponsored fish habitat enhancement or restoration projects in order to receive a permit review and approval process.	S Ag/Water/Natura	Dent	Low	Support

<u>SHB 1188</u>	Rangeland fire associations Concerning rangeland fire protection associations.	H Approps	Dent	Low	Support
<u>HB 1283</u> <u>(SB 5277)</u>	Agricultural fair funding Changes the funding source and the amount of funding for the fair fund.	H Approps	Dent	High	Support
<u>HB 1287</u> <u>(SB 5103)</u>	Natural areas Requires the department of natural resources to recommend to the governor a prioritized list of all property acquisitions for the purpose of creating: (1) Washington natural resources conservation areas; and (2) A Washington natural area preserve. Authorizes the governor to remove projects from the list and submit the amended list in the capital budget request to the legislature.	H Cap Budget	Griffey	Medium	Support
<u>SHB 1401</u> <u>(SB 5719)</u>	Hemp production Concerning hemp production.	H Approps	Shea	Low	Support
<u>HB 1516</u>	DFW dog training, nonlethal Requires the fish and wildlife commission to adopt by rule: (1) A process and criteria to select persons, who may act as agents of the state, for using one or more dogs to hunt or pursue black bear, cougar, or bobcat to protect livestock, domestic animals, private property, or the public safety; and (2) Requirements an applicant must comply with when applying for the program, including a criminal background check. Requires the department of fish and wildlife to administer a training program that provides dog training opportunities, for selected people, using nonlethal pursuit.	H Rules R	Blake	Medium	Support
<u>SHB 1579</u>	Chinook abundance Implementing recommendations of the southern resident killer whale task force related to increasing chinook abundance.	H Approps	Fitzgibbon	Medium	Oppose
<u>SHB 1622</u> <u>(SB 5675)</u>	Drought preparedness Concerning drought preparedness and response.	H Rules R	Blake	Medium	Concerns
<u>HB 1731</u>	WA food policy forum Requires the Washington food policy forum to develop recommendations to advance the following food system goals: (1) Increase the availability of Washington-grown foods throughout the state; (2) Expand and promote programs that bring healthy and nutritious Washington-grown foods to Washington residents; (3) Examine ways to encourage retention of an adequate number of farmers for small and mid-scale farms, meet the educational needs for the next generation of farmers, and provide for the continued economic viability of food production, processing, and distribution; (4) Reduce food insecurity and hunger; and (5) Identify ways to improve coordination and communication among city, county, regional, and state food policy entities and communication between those entities and state agencies. Provides a July 1, 2021, expiration date for the food policy forum.	H Approps	Gregerson	Low	Support
<u>SHB 1784</u>	Wildfire prevention Concerning wildfire prevention.	H Approps	Kretz	Medium	Support
<u>HB 1941</u>	Wildfires impact review Conducting a comprehensive review of the impact of catastrophic wildfires on communities as a means of improving government responses for the future.	H Approps	Kretz	Medium	Support
<u>HB 1966</u> <u>(SB 5723)</u>	Pedestrian, etc. safety Increasing safety on roadways for pedestrians, bicyclists, and other roadway users.	H Trans	Kilduff		

<u>HB 1983</u>	Natural resource management Concerning natural resource management activities.	H Rules R	Maycumber	Low	Support
<u>HR 4611</u>	Washington FFA Association Recognizing Washington FFA Association.	H Adopted	Dye	Low	Support
<u>SSB 5010</u>	Protected lands/fire levies Addresses parcels of land that do not pay the forest fire protection assessment or a local fire district levy.	H Local Govt	Rolfes	Medium	Support
<u>SSB 5026</u>	Parcel & planning boundaries Concerning the placement of planning boundaries in conjunction with parcel boundaries.	S Rules 2G	Honeyford	Low	Support
<u>SSB 5139</u>	Daylight saving time Declares an intent to observe daylight saving time year-round, if authorized by the United States congress, and review the potential impact the time zone has on communities along the border between this state and other states to determine whether the state should seek authorization through the United States department of transportation to change the state to mountain standard time year-round if year-round daylight saving time is not authorized by congress. Requires the department of commerce to review impacts the state time zone and daylight-saving time have on commerce.	S Rules 2	Honeyford	Low	Oppose
<u>SB 5255</u>	Road usage charges/rural Prohibits the state from imposing or collecting any new road usage charge, vehicle miles traveled fee, or other similar type of comparable charge, tax, or fee, in rural counties.	S Transportation	Sheldon	Low	Support
<u>SB 5277</u> (<u>HB 1283</u>)	Agricultural fair funding Changes the funding source and the amount of funding for the fair fund.	S Ways & Means	Warnick	High	Support
<u>SSB 5489</u>	Environ. health disparities Creates a task force to recommend how best to incorporate environmental justice principles into how state agencies discharge their responsibilities. Declares that the legislature establishes that state agencies will use all practicable means and measures to promote environmental justice and fair treatment, to ensure implementation and adherence to state policies of fostering and promoting the general welfare by assuring the people of this state have a safe and healthful environment and serving as trustee of the environment for succeeding generations. Requires the state agencies that are represented on the task force, after issuance of the task force report, to adopt rules as recommended in the report. Authorizes the state agencies to adopt interim guidelines and practices before the adoption of rules. Requires the department of ecology to adopt rules implementing the task force recommendations to provide uniform rules and guidelines to state agencies serving on the task force.	S Ways & Means	Saldana	High	Oppose
<u>SB 5626</u> (<u>HB 1611</u>)	Cultivation of shellfish Requires the department of ecology to: (1) Authorize the use of imidacloprid to control infestations of burrowing shrimp in Willapa Bay and Grays Harbor for the 2019 treatment season; (2) Issue a national pollutant discharge elimination system permit for the use of pesticides to control infestations of burrowing shrimp in association with the cultivation of shellfish; and (3) Delegate certain authorities, regarding the regulation of pesticides used to control burrowing shrimp on tidelands, to the department of agriculture through a memorandum of understanding. Transfers powers, duties, and functions of the department of ecology, pertaining to chapter 90.48 RCW as it relates to the regulation of the pesticides, to the department of agriculture. Exempts the following from the requirements of the state environmental policy act: The issuance of a national pollutant discharge elimination system permit or waste discharge permit for the use of the pesticides. Makes appropriations from the state general fund to the department of ecology for conducting a	S Ways & Means	Takko	High	Support

study on the use of imidacloprid for control of burrowing shrimp in Willapa Bay and Grays Harbor; and from the state toxics control account to the department of agriculture for studying the impacts of the use of imidacloprid as a means to control burrowing shrimp.

[SSB 5693](#)

Agricultural supply chains

S Rules 2

Salda?a

High

Oppose

Creating transparency in agricultural supply chains.

[SB 5723](#)
(HB 1966)

Pedestrian, etc. safety

S Transportation

Salda?a

Low

Finds that a number of collisions that have resulted in a high number of serious injuries and deaths of vulnerable roadway users can be associated with certain types of traffic infractions. Declares an intent to address the risk to vulnerable roadway users when these violations occur, by: (1) Introducing an additional fine as a penalty for drivers who commit these violations against a vulnerable roadway user; (2) Modifying when a vulnerable roadway user may be passed by a motor vehicle; and (3) Clarifying when and how pedestrians and bicyclists may use the roadway.

Legislative Department

Heather Hansen, Legislative Lobbyist

legislative@wa-grange.org

(360) 943-9911