

City of Yakima Detail Report

Background

As you have heard by now, the Legislature did not complete its work last Thursday. They adjourned about 9:15 pm and the Governor called them into an immediate 30-day special session at 10:00 pm. Most legislators have gone home and only the budget writers and leadership remain in Olympia. Some believe they can conclude their work this weekend but only if they make significant progress by Wednesday no later than Thursday. No signs of that kind of progress as of Tuesday afternoon. They may be here a while.

As you also know, the Governor indicated that if the Legislature did not complete its work on time, he would start vetoing bills. The Governor did veto 27 bills last Thursday and signed 10 bills. All of the bills were from the Senate. Often a Governor will ask each chamber to hold bills that are passed earlier in session, to ensure that they become 20-day bills, instead of five day bills. Essentially, that means that the Governor has twenty days to act on the bill, rather than five. The House did hold their bills and as a result, there were no House bills that were eligible for the Governor's veto. The Senate did not hold their bills, which is why all of the bills vetoed by the Governor were Senate bills.

As a reminder, bills that were dead during the regular session are now alive during the special session. Although we expect the focus of the special session will only be on the budgets - Operating and Capital.

The Senate Ways and Means Committee did hold a public hearing on a new general fund operating budget proposal Friday afternoon. Below are highlights of that proposal:

- Although the language in the budget is not entirely clear and we continue to attempt to resolve, comments from the Senators during the public hearing indicate an intent not to cut MRSC funding. The budget language does include legislative intent to investigate whether support for MRSC should continue in the future.
- The budget proposal assumes that an additional \$154 million from the Public Works Assistance Account is transferred to the state general fund in the 17-19 biennium. This \$154 million transfer would be in addition to the \$73 million per biennia transfer directed in the current law budget. The budget assumes the passage of legislation sponsored by Senator Keiser that would provide local governments a certificate that provides a full faith and credit guarantee to pay bond holders for debt issued for a project and would allow the State Treasurer to aggregate and issue bonds for certain local projects.
- The Senate proposal no longer assumes savings associated with merging LEOFF 1 and TRS 1 retirement systems, but they do indicate an intent to further examine the potential merger over the interim.
- The Senate proposal also no longer assumes utilizing mental Regional Support Network reserve funds.
- The budget continues to take the fire insurance premium tax revenue that 44 cities receive, but transfers the funding to the disaster response account instead of the general fund.
- It appears that this budget proposal does not increase local obligations in relationship to the Basic Law Enforcement Academy costs, but we are in the process of securing confirmation.

To date there is no indication that this proposal will be formally advanced from Ways and Means. It appears it was simply a means of daylighting the latest Senate proposal.

We will continue to “work” our city issues and keep you informed.

Upcoming Events

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Priority</u>	<u>Position</u>
Breed-based dog regulations Preventing breed-based dog regulations. HB 1018 Prohibits the breed of a dog from being considered when declaring a dog dangerous or potentially dangerous. Prohibits a local jurisdiction from prohibiting possession of a particular breed of dog or declaring a breed of dog to be dangerous or potentially dangerous.	H Rules R	Appleton	Monitoring	
Minimum hourly wage increase HB 1355 (SB 5285) Increasing the minimum hourly wage to twelve dollars over four years. Increases the minimum wage to twelve dollars an hour over a four-year time period.	H Labor & Workpla	Farrell	Monitoring	
Marijuana, prohibiting/vote Permitting cities, towns, and counties to prohibit the production, processing, and sale of marijuana under Initiative Measure No. 502 only by public vote. HB 1438 Allows a county, code city, city, or town to prohibit by ordinance the siting or operation of a marijuana business or facility. Authorizes a registered voter of a county, city, or town to submit a petition calling for the county, city, or town to prohibit the siting or operation of a marijuana business or facility.	H Rules X	Sawyer	Monitoring	
Voting rights Enacting the Washington voting rights act. E2SHB 1745 (SB 5668) HB 1745-S2 - DIGEST Establishes the Washington voting rights act of 2016 to: (1) Authorize district-based elections; (2) Require redistricting and new elections in certain circumstances; and (3) Establish a cause of action to redress lack of voter opportunity.	H Rules 3C	Moscoso	High	Support
Public works requirements Concerning public works assistance account program interest rates, project ranking, board membership, and other requirements. HB 2146 Changes the composition of the public works board. Modifies public works projects provisions relating to interest rates for loan programs and the priority process for certain projects.	H Rules R	Kilduff	Monitoring	

State auditor	H Rules 3C	Chandler	Monitoring	
ESHB 2148	Concerning the state auditor including allowing for audits to be conducted by a private entity and establishing an appeal process. (REVISED FOR ENGROSSED: Concerning the state auditor including allowing for audits to be conducted by a private entity.)			
	Authorizes local governments to request a financial audit from a certified public accountant firm in lieu of an audit by the state auditor. Requires local governments to have a financial audit by the state auditor at least once every four financial audits.			
Cities and counties/fiscal	H Finance	Reykdal	Monitoring	
ESHB 2156	Promoting the fiscal sustainability of cities and counties.			
	HB 2156-S - DIGEST Addresses the fiscal sustainability of cities and counties with regard to: (1) Nuisance abatement assessments in cities and towns; (2) Cost recovery mechanism for public records sought for commercial purposes; (3) Health coverage purchased by political subdivisions through the public employees' benefits board program; and (4) Sales and use tax for cities to offset municipal service costs to newly annexed areas.			
Public record request limits	H State Governme	MacEwen	Monitoring	
HB 2290	Limiting out-of-state requests for public records.			
	Authorizes agencies to limit responses to public records requests to requestors who reside in Washington, represent a Washington business, or represent the news media.			
Operating sup budget 2016	H Rules 3C	Dunshee	Monitoring	
ESHB 2376 (ESSB 6246)	Making 2016 supplemental operating appropriations.			
	Makes 2016 supplemental operating appropriations.			
Supplemental capital budget	H Rules R	Tharinger	Monitoring	
HB 2380 (ESSB 6201)	Concerning the supplemental capital budget.			
	Adopts the supplemental capital budget.			
Condominium conversion fee	H Comm Dev, Hous	McBride	Monitoring	
HB 2395	Supporting affordable housing with a local government fee on condominium conversions.			
	Authorizes the governing body of a city to fix and impose a conversion fee for the recording of a declaration of a conversion condominium. Requires the collected fees to be deposited in an affordable housing fund established by the city and used for affordable housing development.			
Excess liquor revenue dist.	H Approps	Nealey	Medium	Support
HB 2438 (SB 6425)	Concerning gradually increasing the local government share of excess liquor revenues until the percentage-based method for distributions is restored.			
	Declares an intent to: (1) Remove the statutory cap on excess liquor revenues and gradually return the			

distributions to cities and counties to the percentage amounts before Initiative Measure No. 1183; and (2) Restore the previous funding percentages based on a phased-in approach, over several years.

<u>HB 2442</u>	Affordable housing zones	H Comm Dev, Hous	Appleton	Monitoring
	Providing a property tax exemption for certain property within an affordable housing incentive zone.			
	Allows local governments to promote affordable housing through the designation of affordable housing incentive zones. Provides property tax relief to property owners within these zones who qualify for affordable housing or who offer affordable housing to qualifying tenants.			
<u>HB 2538</u>	Indust & manuf construction	H Finance	Stokesbary	Monitoring
	Modifying a property tax exemption for the value of new construction of industrial and manufacturing industries in targeted areas.			
	Modifies a property tax exemption for the value of new construction of industrial and manufacturing industries in targeted areas.			
<u>HB 2544</u> (2SSB 6239)	Affordable housing/prop. tax	H Finance	Frame	Monitoring
	Authorizing local governments to adopt a property tax exemption program for the preservation of certain affordable housing.			
	Authorizes city governing authorities to adopt a property tax exemption program, and county governing authorities to adopt a property tax exemption program for unincorporated jurisdictions, to preserve affordable housing that meets health and quality standards for very low-income households at risk of displacement or that cannot afford market-rate housing.			
<u>HB 2547</u>	Synthetic turf materials	H Environment	Pollet	Monitoring
	Ensuring that recreational facilities with synthetic turf materials are not a hazard to public health.			
	Prohibits a person from constructing, installing, replacing, refilling, or otherwise deploying synthetic turf for use in a field, playground, or recreational facility unless the manufacturer demonstrates the safety of the synthetic turf to the department of ecology. Requires the department of ecology and the department of health to establish a synthetic turf safety advisory committee. Requires the department of health to establish a registry to track the incidence of cancer and lung diseases among high-frequency users of synthetic turf fields, playgrounds, and recreational facilities or highly exposed population groups.			
<u>HB 2565</u>	Local sales & use tx changes	Del to Gov	Vick	Monitoring
	Reducing the frequency of local sales and use tax changes.			
	Removes the option for a local sales and use tax change to take effect on the first day of October.			
<u>HB 2576</u>	Local agency public records	H Rules X	McBride	High Support
	Concerning public records act requests to local agencies.			
	Revises the public records act with regard to requests to local agencies. Creates the public records commission to administer the provisions of the public records act. Authorizes public agencies to recover			

their costs for public records requests by charging a reasonable fee when records are requested for the purpose of sale or resale. Creates the dedicated open records account.

<u>HB 2617</u>	District-based elections Authorizing political subdivisions to implement district-based elections. Authorizes the implementation of district-based elections by political subdivisions.	H State Governme	Manweller	Monitoring
<u>ESHB 2647</u> <u>(SSB 6337)</u>	Tax foreclosed prop./housing Disposing tax foreclosed property to cities for affordable housing purposes. HB 2647-S - DIGEST Requires the county legislative authority to give notice to a city in which any tax foreclosed property is located within at least sixty days of acquiring the property and prohibits the county from disposing of the property at public auction or by private negotiation before giving the notice. Requires the notice to offer the city the opportunity to purchase the property for the original minimum bid, under certain conditions which include the city: Accepting the offer within thirty days of receiving notice; providing that the property is suitable and will be used for an affordable housing development; and agreeing to transfer the property to a local housing authority or other nonprofit entity eligible to receive assistance from the affordable housing program.	H Rules 3C	Jenkins	Monitoring
<u>HB 2688</u>	Historic building rehab. tax Authorizing cities to impose a temporary property tax increase to fund historic building rehabilitation. Authorizes a city legislative authority, subject to any otherwise applicable statutory dollar rate limitations, to impose regular property taxes in an amount exceeding the limitations provided for in chapter 84.55 RCW (limitations upon regular property taxes). Requires a city that increases its levy to use the additional funds exclusively for the rehabilitation of historic buildings where there is a finding by the appropriate city official that designated buildings pose a significant risk to the public safety in the event of an earthquake.	H Comm Dev, Hous	Pettigrew	Monitoring
<u>HB 2722</u> <u>(SB 6393)</u>	Small & limited public works Modifying and updating small works roster construction and limited public works requirements. Authorizes state agencies and authorized local governments to: (1) Use a uniform small works roster to award contracts for construction, building, renovation, remodeling, alteration, repair, or improvement of real property with an estimated cost of five hundred thousand dollars or less; and (2) Create a single general small works roster or a small works roster for different specialties or categories of anticipated work. Requires the department of enterprise services to work with the municipal research and services center to notify local governments authorized to use small works rosters of this authority and to provide guidance on how to use the authority.	H Cap Budget	Kochmar	Monitoring
<u>HB 2764</u>	Public defense fund distrib. Clarifying public defense fund distributions. Provides that, each fiscal year, nine hundred thousand dollars of the revenue generated by the 2015 supreme court order to increase the base traffic infraction fines is for the office of public defense. Requires the office of public defense to distribute fifty percent of those funds to counties and fifty percent to cities, according to the requirements in sections 3 and 4 of this act.	H Rules 3C	Jenkins	High Support

<u>HB 2788</u> (ESSB 6215)	Municipal water rights	H Ag & Nat Res	Shea	Monitoring
	Identifying water rights for municipal water supply purposes.			
<u>HB 2907</u>	Officer use of deadly force	H Public Safety	Moscoso	Monitoring
	Addressing the use of deadly force by a public officer or peace officer.			
<u>ESHB 2908</u>	Police/deadly force	Del to Gov	Ryu	Monitoring
	Establishing the joint legislative task force on the use of deadly force in community policing.			
<u>SSB 5018</u>	Water, underground storage	S Rules X	Honeyford	Low
	Concerning underground artificial storage and recovery projects.			
<u>E2SSB 5057</u>	Hazardous material transport	S Rules X	Ericksen	Monitoring
	Concerning the safe transport of hazardous materials.			
<u>E2SSB 5057</u>	Hazardous material transport	S Rules X	Ericksen	Monitoring
	SB 5057-S2 - DIGEST Requires the department of ecology to: (1) Provide grants to emergency responders to assist with oil spill and hazardous materials response and firefighting equipment and resources needed to meet the requirements of this act; and (2) Convene a panel to evaluate and assess vessel traffic management and vessel traffic safety within the Columbia river and Grays Harbor. Requires first-class cities to provide to the utilities and transportation commission a list of existing public crossings within the limits of a first-class city. Requires the emergency management council to require local emergency planning organizations to submit hazardous materials plans and to update the plans on a five-year cycle for compliance review by the adjutant general. Requires the department of ecology and the utilities and transportation commission to jointly hold a symposium on oil spill prevention and response activities for			

international transport of liquid bulk crude oil. Authorizes the utilities and transportation commission to adopt rules governing safety standards for private crossings along the railroad tracks over which crude oil is transported in the state. Authorizes employees of the utilities and transportation commission, certified by the federal railroad administration to perform hazardous materials inspections, to enter the property of any business that receives, ships, or offers for shipment hazardous materials by rail. Imposes an oil spill response tax and an oil spill administration tax on the privilege of receiving crude oil at a bulk oil terminal within this state from a tank car.

<u>E2SSB 5109</u> (HB 1648)	Infrastructure/local govt	Del to Gov	Brown	Monitoring
	Concerning infrastructure financing for local governments.			
	Modifies provisions relating to the local revitalization financing program. Removes the requirement of the department of revenue to award state contributions on a first-come, first-served basis. Makes the department of commerce the approving agency responsible for selection of project awards.			
<u>SSB 5324</u>	Aircraft excise taxes	S Rules X	Hobbs	Medium Support
	Modifying the distribution and use of aircraft excise taxes.			
	Requires aircraft excise taxes to be credited by the state treasurer to the aeronautics account for state grants to airports and the administrative expenses associated with grant execution and the collection of excise taxes under chapter 82.48 RCW.			
<u>SB 5329</u>	Public employee bargaining	S Rules X	Braun	Monitoring
	Requiring public employee collective bargaining sessions to be open meetings.			
	Requires collective bargaining sessions with employee organizations involving contract negotiations to be open to the public.			
<u>SB 5396</u>	Children/guardians, family	S Rules X	Roach	Low Support
	Exempting information of guardians or family members of children enrolled in child care, early learning, parks and recreation, after-school, and youth development programs.			
	Exempts from public inspection and copying under the public records act, personal information of certain family members and guardians of children enrolled in early learning or child care services, parks and recreation programs, youth development programs, and after-school programs.			
<u>SSB 5411</u>	Wheeled all-terrain vehicles	S Rules X	Roach	Low Support
	Providing liability immunity for local jurisdictions when wheeled all-terrain vehicles are operated on public roadways.			
	Provides immunity from liability to local jurisdictions when wheeled all-terrain vehicles are operated on public roadways.			
<u>ESSB 5435</u>	Optional salary deferral	Del to Gov	Bailey	Monitoring
	Expanding participation in the Washington state deferred compensation program. (REVISED FOR ENGROSSED: Addressing optional salary deferral programs.)			

SB 5435-S - DIGEST Requires counties, municipalities, and other subdivisions of the state that participate in one or more of the state retirement systems, to offer the state deferred compensation program as an option to employees eligible to participate in a deferred compensation plan.

<u>ESSB 5470</u>	Water services procurement Concerning municipal procurement of water services.	S Rules X	Warnick	Monitoring
	SB 5470-S - DIGEST Authorizes each municipality or water district to contract for asset management service of its water storage assets.			
<u>SB 5511</u>	Local sales & use tx changes Reducing the frequency of local sales and use tax changes. Removes the option for a local sales and use tax change to take effect on the first day of October.	S Rules X	Braun	Monitoring
<u>SB 5585</u>	Real estate excise tax Granting counties and cities greater flexibility with real estate excise tax proceeds. Addresses the use of real estate excise tax proceeds by counties and cities.	S Rules X	Dansel	Monitoring
<u>SB 5668</u> (E2SHB 1745)	Voting rights Enacting the Washington voting rights act. Establishes the Washington voting rights act to: (1) Authorize district-based elections; (2) Require redistricting and new elections in certain circumstances; and (3) Establish a cause of action to redress lack of voter opportunity.	S Rules X	Habib	High Support
<u>ESSB 5694</u>	Nuisance abatement Allowing assessments for nuisance abatement in cities and towns. SB 5694-S - DIGEST Requires a city, town, or code city, that exercises its authority to abate a nuisance which threatens health or safety, to provide prior notice, sent by regular mail, to the property owner that abatement is pending and a special assessment may be levied on the property for the expense of abatement.	S Rules 3	Padden	Monitoring
<u>2SSB 5755</u> (HB 1885)	Property crimes, impacts of Addressing and mitigating the impacts of property crimes in Washington state. Responds to the findings of the state justice reinvestment task force by: (1) Changing sentencing policy to require supervision of certain people convicted of property offenses; (2) Providing treatment, if needed, and programs to reduce recidivism; and (3) Providing additional support to local governments and victims of property crime. Changes the duties and composition of the sentencing guidelines commission. Provides for termination and review, under the sunset act, of the sentencing guidelines commission's authorities as established in this act. Requires the sentencing guidelines commission, if requested by a legislator, to prepare a racial and ethnic impact analysis that describes the effects of proposed legislation on the racial and ethnic composition of the criminal offender population or recipients of human services.	S Rules X	Hargrove	Monitoring

Requires the department of commerce to: (1) Establish a law enforcement grant program and a pretrial grant program; (2) Use an advisory committee to evaluate grant applications and monitor the effectiveness of grant projects in terms of property crime reduction; (3) Consult with counties and local law enforcement agencies when determining grant eligibility requirements and criteria; and (4) Report to the sentencing guidelines commission on the effectiveness of the grant programs. Provides that this act is null and void if appropriations are not approved.

SB 5914 (HB 1702)	Fireworks, regulation of Addressing local authority in the regulation of fireworks.	S Rules X	Benton	Medium	Oppose
	Authorizes a county or a city to enact an ordinance that is more restrictive than state law as to the days and hours of legal sale of consumer fireworks, the days and hours of legal use of consumer fireworks, and types of consumer fireworks that may be sold and used within the geographical boundary of that county or city.				
SB 5916 (HB 1938)	Tourism marketing Enacting the tourism marketing act.	S Rules X	Brown	Monitoring	
	Establishes the statewide tourism marketing act. Establishes the framework and funding for a statewide tourism marketing program. Establishes the Washington tourism marketing authority. Creates the statewide tourism marketing account. Imposes a charge of fifteen cents per occupied room per night on every lodging business in this state and requires the revenue from the charge, including penalties and interest on delinquent lodging charges, to be deposited in the statewide tourism marketing account.				
ESSB 5990	Trans projects/sales, use tx Transferring certain state sales and use taxes collected on transportation projects to the connecting Washington account.	S Rules X	King	Monitoring	Transfers from the general fund to the connecting Washington account, state sales and use taxes paid with funds appropriated in an omnibus transportation appropriations act for transportation projects.
ESSB 5991	DOT/env leg stew acct funds Concerning activities at the department of transportation funded by the environmental legacy stewardship account.	S Rules X	King	Monitoring	SB 5991-S - DIGEST Provides funding for legacy storm water permit compliance activities and fish passage barrier removal activities at the department of transportation from the environmental legacy stewardship account.
SB 6115	Water, sewerage businesses Limiting tax imposed by a city or town on a water distribution business, a sewerage system business, or water and sewerage system business.	S GovtOp&Sec	Chase	High	Oppose
	Prohibits a city or town from imposing a tax on the privilege of conducting a water distribution business, a sewerage system business, or a water and sewerage system business at a rate that exceeds six percent unless the rate is first approved by a majority of the voters of the city or town voting on the proposition.				

<u>SB 6129</u>	District-based elections Allowing cities, towns, code cities, and counties to choose to conduct district-based elections. Allows a local government to choose to conduct a district-based election.	S Rules X	Roach	Monitoring
<u>ESSB 6201</u> (HB 2380)	Supplemental capital budget Concerning the supplemental capital budget. Adopts the supplemental capital budget.	S Rules 3	Honeyford	Monitoring
<u>2SSB 6239</u> (HB 2544)	Affordable housing options Providing local governments with options to preserve affordable housing in their communities. Authorizes city governing authorities to adopt a property tax exemption program, and county governing authorities to adopt a property tax exemption program for unincorporated areas of the county, to preserve affordable housing that meets health and quality standards for very low-income households at risk of displacement or that cannot afford market-rate housing.	S Rules 3	Fain	Monitoring
<u>ESSB 6246</u> (ESHB 2376)	Operating sup budget 2016 Making 2016 supplemental operating appropriations. SB 6246-S - DIGEST Makes 2016 supplemental operating appropriations.	S Rules 3	Hill	Monitoring
<u>SSB 6337</u> (ESHB 2647)	Tax foreclosed prop./housing Disposing tax foreclosed property to cities for affordable housing purposes. Requires the county legislative authority to give notice to a city in which any tax foreclosed property is located within at least sixty days of acquiring the property except when a public agency purchases the tax-foreclosed property for public purposes. Prohibits the county from disposing of the property at public auction or by private negotiation before giving the notice. Requires the notice to offer the city the opportunity to purchase the property for the original minimum bid. Requires the city, if it chooses to purchase the property, to: (1) Accept the offer within thirty days of receiving notice; (2) Provide that the property is suitable and will be used for an affordable housing development; and (3) Agree to transfer the property to a local housing authority or other nonprofit entity eligible to receive assistance from the affordable housing program.	Del to Gov	Darneille	Monitoring
<u>SB 6393</u> (HB 2722)	Small & limited public works Modifying and updating small works roster construction and limited public works requirements. Authorizes state agencies and authorized local governments to: (1) Use a uniform small works roster to award contracts for construction, building, renovation, remodeling, alteration, repair, or improvement of real property with an estimated cost of five hundred thousand dollars or less; and (2) Create a single general small works roster or a small works roster for different specialties or categories of anticipated work. Requires the department of enterprise services to work with the municipal research and services center to notify local governments authorized to use small works rosters of this authority and to provide guidance on how to use the authority.	S Rules X	Warnick	Monitoring

Affordable housing

S HumSer/MenHlth

Miloscia

Monitoring

Creating an affordable housing for all program.

[SB 6422](#)

Establishes the Washington affordable housing for all act. Creates the state affordable housing for all program within the department of commerce with the goal a decent, appropriate, and affordable home in a healthy, safe environment for every very low-income household in the state by 2026. Requires each county to: (1) Convene a county affordable housing task force; and (2) Direct the task force to prepare and recommend to its county legislative authority a county affordable housing for all plan for its jurisdictional area. Requires the department of commerce to contract with the employment security department to annually establish two self-sufficiency income standards. Provides that this act is null and void if appropriations are not approved.

Excess liquor revenue dist.

S Ways & Means

Hewitt

Medium

Support

**[SB 6425](#)
(HB 2438)**

Concerning gradually increasing the local government share of excess liquor revenues until the percentage-based method for distributions is restored.

Declares an intent to: (1) Remove the statutory cap on excess liquor revenues and gradually return the distributions to cities and counties to the percentage amounts before Initiative Measure No. 1183; and (2) Restore the previous funding percentages based on a phased-in approach, over several years.

Public works assist. loans

S Ways & Means

Chase

Monitoring

Concerning public works assistance account loan repayment.

[SB 6508](#)

Authorizes local governments owing repayment amounts, in any fiscal year during which no new loans from the public works assistance account are authorized by the legislature, to not remit those payments, and the principal of those payments are forgiven. Requires those local governments choosing to not make the payments to deposit the amount of the payment in the jurisdiction's capital projects account.

Language of public notices

S Rules X

Hasegawa

Monitoring

Providing public notices of public health, safety, and welfare in a language other than English.

**[SB 6530](#)
(HB 2926)**

Requires state agencies, required by law or rule to provide public notices to a community or area to advise or inform the public about an imminent or emergent public health, safety, or welfare risk, to also provide notices in the language that diverse residents can understand when a significant segment of the community speaks a language other than English and has limited proficiency in English. Requires each local organization or joint local organization for emergency management to maintain updated demographic data for their jurisdictions and information on the languages represented by their respective communities.