



INTRODUCTION

This is the first WPPA Legislative Report of the 2017 session. This report is sent out every Friday, and provides an overview of bills of interest to port districts, as well as upcoming hearings or events of interest.

The 2017 Legislative session began on Monday, with swearing-in ceremonies for all of the elected officials. Overall, the pace of the session this first week has been measured. The pace of bill introductions is slow, though picking up. Seasoned legislators, lobbyists, and staff are acting cautious, knowing that this will be a marathon and not a sprint.

There were hearings this week on the Governor's proposed budget, which among other things proposes to completely eliminate funds for CERB. Bills relating to tourism funding, airport grants and voting rights also were introduced. Next week will be a full hearing schedule, and many committees are also holding "work sessions" on various topics of interest. These are listed in this report.

LEGISLATION PERTINENT TO PORTS

AVIATION

Funding: In HB 1018 Washington State Department of Transportation's (WSDOT) Aviation Division seeks to increase both the utility and efficiency of funding programs by increasing the maximum grant or loan amount from \$250,000 to \$750,000. This is the first of several bills we expect this session that address recommendations outlined in WSDOT's Airport Investment Study.

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The Legislative Report is a weekly report that is distributed each Friday throughout the legislative session. Each edition includes an update of legislative activities as well as a list of specific legislative meetings of interest to ports. Copies of bills can be found on the Legislature's web site at www.leg.wa.gov.

AT A GLANCE

Port Day in Olympia is January 31. Don't forget to make appointments with your legislators!

Length: 105 days; Regular session began on January 9, 2017

For up-to-date legislative information, visit: www.leg.wa.gov

To listen to a legislative hearing, visit: www.tvw.org

For current and previous copies of our report, visit: www.washingtonports.org

NEXT WEEK'S HEARINGS

If you would like to testify at any of these, please call WPPA.

January 16

1:30 pm; H – Environment: Work session re update on Model Toxic Control Act program funding and cleanup activities; HHR B

Regulating Drone Usage: Several bills have been introduced designed to regulate the use of drones or update existing laws to address the impacts from drone technology. HB 1031 seeks to protect the state's Orca Whale population from intervention with unmanned aerial devices in a similar manner to vessels and other waterborne crafts. HB 1049 seeks to criminalize the use of unmanned aircraft over privately-owned real property. that is outfitted with a sensing device designed to collect images or other personal information.

ECONOMIC DEVELOPMENT

CERB Funding: To the dismay of rural economic development proponents, the Governor's Capital Budget shifts 100% - or \$10 million – of the funding slated for CERB into a new program at Commerce that cleans up contaminated property for affordable housing. WPPA will oppose this proposal, and advocate for the funds to remain with this important program.

Tourism Marketing: HB 1123 was introduced on Wednesday, and creates a tourism marketing authority and funding source. The bill dedicates one tenth of a percent of the sales tax on rental cars, restaurant and lodging to these efforts, capped at \$5 million per biennium. The funds must be matched 2-1 with private revenues in order to be spent. A work session on the issue will be held January 18.

Recapitalizing the NW Fishing Fleet: HB 1154 provides a tax incentive to encourage the building of new fishing boats in Washington State. The bill's intent is to ensure the continued competitiveness of Washington state's maritime, fishing, and seafood processing industries which, according to 2013 economic impact studies, are contributing an estimated thirty billion dollars annually to the state's gross domestic product. The bill also helps our state's shipyards and maritime industries compete for federal funding dedicated to the fishing fleet recapitalization program.

Broadband Telecommunications Authority: At the time of publication of this report, draft language has been submitted to the Code Reviser for legislation to modernized port telecom authority by relaxing

January 17

10:00 am; S – Energy, Environment & Telecommunications: Work session re Model Toxics Control Act (MTCA) program overview; SHR 1

3:30 pm; H – Capital Budget: Work session on Models Toxics Control Act (MTCA), overview and stakeholder panel; HHR B

January 18

9:00 am; H – Community Development, Housing & Tribal Affairs: Washington tourism industry marketing; HHR E

January 19

8:00 am; S – Agriculture, Water, Trade & Econ. Dev't: Work session on Community Economic Revitalization Board (CERB); SHR1

3:30 pm; H – Transportation: Work session on freight transportation and current issues; HHR B

SESSION CUT-OFF DATES

(tentative – subject to change)

The cut-off dates are designed to keep legislation moving. Any bill that fails to move past a cut-off deadline is usually considered "dead."

January 9 - First Day of Session

February 17 - Last day to read in committee reports in house of origin, except House fiscal committees and Senate Ways & Means and Transportation committees.

February 24 - Last day to read in committee reports from House fiscal committees and Senate Ways & Means and Transportation committees in house of origin.

geographic deployment prohibitions, allowing for the provision of service from ports to other public bodies, and utilizing procurement authority previously established in Chapter 39.26 RCW.

ENVIRONMENT

Fish Wars: House Bill 1229 changes state policy to favor recreational fishing over commercial fishing in decisions made by the Department of Fish and Wildlife and the Fish and Wildlife Commission. This is accomplished by requiring the WDFW director to maximize recreational fishing opportunity within available harvests before determining commercial fishing opportunity when making fisheries management determinations and setting fishing seasons. In addition, The Fish and Wildlife Commission is directed to prioritize, consistent with all tribal treaty obligations, production at hatcheries based on their contribution to recreational fisheries.

SeaTac Air Quality: HB 1171 – The bill requires two phased evaluations of air quality at SeaTac. The first phase requires an assessment of ultrafine particulates generated by airport operations. The second phase includes: 1) an analysis of options to reduce or mitigate emissions while allowing for continued growth of air traffic at the airport; 2) an analysis of the rates of exposure to ultrafine particulate matter in neighboring communities; 3) an analysis of the scope of risks posed by ultrafine particulate matter air pollution relative to the risks posed by other types or sources of pollution; and, 4) an analysis of other impacts to the areas surrounding the airport that attributable to increased volumes of air traffic.

GOVERNANCE

Voting Rights Act: SB 5067, creating a state Voting Rights Act, was introduced on Wednesday. As written, the bill applies to cities, counties and school districts. Port districts are not included. The bill will be heard January 18.

March 8 - Last day to consider bills in house of origin (5 p.m.).

March 29 - Last day to read in committee reports from opposite house, except House fiscal committees and Senate Ways & Means and Transportation committees.

April 4 - Last day to read in opposite house committee reports from House fiscal committees and Senate Ways & Means and Transportation committees.

April 12 - Last day to consider opposite house bills (5 p.m.) (except initiatives and alternatives to initiatives, budgets and matters necessary to implement budgets, differences between the houses, and matters incident to the interim and closing of the session).

April 23 - Last day allowed for regular session under state constitution.

* After the 94th day, only initiatives, alternatives to initiatives, budgets and matters necessary to implement budgets, matters that affect state revenue, messages pertaining to amendments, differences between the houses, and matters incident to the interim and closing of the session may be considered.

ADVOCACY

The Legislative Report is distributed each Friday throughout the legislative session. Each edition includes an update of legislative activities as well as a list of specific legislative meetings of interest to ports. Each report concludes with Bill Tracking, a section offering brief descriptions of proposed legislation and noting where that legislation is currently located in the bill process. For easy access, the bills are directly linked to their posting on the Legislature's website.

WPPA representatives Eric Johnson, James Thompson, Gerry O'Keefe and Chris Herman are following a wide-variety of issues throughout the session. If you have questions concerning legislative activities, please

CRIMINAL JUSTICE

contact them at 360-943-0760 regarding any specific issues.

Economic Disruption Crimes: SB 5009 creates a new criminal statute that applies to persons who disrupt the transport of cargo by train, truck or vessel. It also applies to facilities such as pipelines. The statute increases incarceration times, and also allows restitution amounts of triple damages for loss.

PUBLIC WORKS

Prevailing Wages: HB 1035 relates to confirming the accuracy of wage data from forms that are submitted to L&I but not signed by the employer. HB 1083 eliminates the requirement to submit intents & affidavits for projects less than \$750.

TRANSPORTATION

Budget: The 2017 legislature will advance a budget for the 2017-2019 biennium. While each chamber won't release their transportation budget bills until mid-March the Governor released his back in December. With the passage of the 16-year, \$16 billion Connecting Washington transportation package in 2015 the Governor's budget seeks to make only minor modifications to the scope and schedule for projects previously funded in Connecting Washington. Of interest to the freight community are the advance of \$36 million for the Gateway Project (completion of both SR 167 & SR 509) as well as \$15 million for I-90 Snoqualmie Pass capacity improvements. Increased revenue from both toll collection and gas tax proceeds will also support additional work on I-405 and provide \$20 million for added capacity along SR 18. The Governor also included \$1 million dedicated to the Pilotage Account to address an increased insurance premium resulting from a gender discrimination lawsuit in 2015.

The Carbon Tax Initiative, while not in the Governor's Transportation Budget directly, would have an impact on transportation-dependent businesses and how transportation projects are funded in the future. The tax is

intended to encourage some of the state's biggest polluters to increase efficiency and reduce emissions. The Office of Financial Management has determined the tax would be the equivalent of adding \$.24 per gallon to the state's gas tax. As a frame of reference, the Connecting Washington Transportation Package increased Washington's gas tax by 11.9 cents.

Compliance with Real-ID: Washington state is one of nine states not in compliance with the federal Real-ID Act. The impact of noncompliance means that your Washington State Driver's License will no longer be valid identification for flying on commercial aircraft in January of 2018. Companion bills HB 1041 and SB 5008 seek to address this by instructing the Department of Licensing to appropriately label the Enhanced License for federal purposes. The bill also reduces the fee paid for the Enhanced License and provides the department adequate funding to increase staffing levels needed to process the increase in Enhanced License applications.

BILL TRACKING REPORT

Bill	Title	Status	Date	Sponsor
Aquatic Lands				
HB 1001	Utility esmts./aquatic lands	H Tech & Econ D	01/09/2017	Morris
Aviation				
HB 1018	Airport grants/max. amount	H Trans	01/09/2017	Dent
HB 1031	UAVs near marine species	H Tech & Econ D	01/09/2017	Lytton
HB 1049	Unmanned aircraft	H Tech & Econ D	01/09/2017	Morris
HB 1171	Environ. impacts/aircraft	H Environment	01/12/2017	Orwall
Budget				
HB 1025	Approp. legis. priorities	H Approps	01/09/2017	Taylor
HB 1067	Operating budget 2017-2019	H Approps	01/09/2017	Ormsby
HB 1068	Operating sup budget 2017	H Approps	01/09/2017	Ormsby
HB 1075	Capital budget 2017-2019	H Cap Budget	01/10/2017	Tharinger
HB 1146	Trans sup budget 2015-2017	H Trans	01/12/2017	Clibborn
HJR 4200	Debt guarantee/infrastruct.	H Cap Budget	01/09/2017	DeBolt
SB 5047	Operating sup budget 2017	S Ways & Means	01/11/2017	Braun
SB 5048	Operating budget 2017-2019	S Ways & Means	01/11/2017	Braun
SB 5086	Capital budget 2017-2019	S Ways & Means	01/12/2017	Honeyford
SB 5095	Trans sup budget 2015-2017	S Transportation	01/12/2017	King
SB 5096	Transport. budget 2017-2019	S Transportation	01/12/2017	King
SB 5127	Carbon pollution tax	S Ways & Means	01/13/2017	Braun
Economic Development				
HB 1123	Tourism marketing	H Comm Dev, Hous	01/11/2017	Condotta
HB 1154	Fishing & seafood processing	H Tech & Econ De	01/12/2017	Tarleton
HB 1183	Creative districts	H Comm Dev, Housi	01/13/2017	McBride
SB 5013	Tenant property, disposition	S Fin Inst/Ins	01/09/2017	Warnick
SB 5088	Local infrastruct. financing	S Ways & Means	01/12/2017	Honeyford
SB 5139	Telecom. services/PUDs	S Energy, Environ	01/13/2017	Rolfes

Environmental and Natural Resources

HB 1009	Environ. impact mitigation	H Environment	01/09/2017	Shea
HB 1010	Dept. of ecology agreements	H Environment	01/09/2017	Shea
HB 1013	Environ. policy act overlap	H Environment	01/09/2017	Shea
HB 1014	Ecology rules/peer review	H Environment	01/09/2017	Shea
HB 1028	Asphalt prod./air pollution	H Environment	01/09/2017	Pollet
HB 1050	Chehalis basin financing	H Cap Budget	01/09/2017	DeBolt
HB 1086	Impact statements/two years	H Environment	01/11/2017	Blake
HB 1121	Puget Sound action agenda	H Environment	01/11/2017	Muri
HB 1144	Greenhouse gas emissions	H Environment	01/12/2017	Fitzgibbon
HB 1171	Environ. impacts/aircraft	H Environment	01/12/2017	Orwall
HB 1172	Low-water landscaping	H Ag & Nat Res	01/12/2017	Orwall
HB 1210	Oil spill prevention account	H Finance	01/13/2017	Farrell
HB 1224	Growth mgmt/sup court review	H Environment	01/13/2017	Pike
HB 1229	Fishing opportunities, users	H Ag & Nat Res	01/13/2017	Pike
SB 5003	Minimum flows/ecology auth.	S Ag/Water/Trade&	01/09/2017	Honeyford
SB 5005	Municipal water rights	S Ag/Water/Trade&	01/09/2017	Padden
SB 5024	Groundwater supply avail.	S Ag/Water/Trade	01/09/2017	McCoy
SB 5127	Carbon pollution tax	S Ways & Means	01/13/2017	Braun

Governance and Elections

HB 1224	Growth mgmt/sup court review	H Environment	01/13/2017	Pike
SB 5034	Local gov. financial reports	S Local Governmen	01/11/2017	Rivers
SB 5067	Voting rights	S State Governmen	01/11/2017	Miloscia
SB 5068	District-based elections	S State Governmen	01/11/2017	Miloscia

Judiciary

SB 5009	Economic disruption crimes	S Law & Justice	01/09/2017	Ericksen
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Land Use

HB 1017	School siting	H Environment	01/09/2017	McCaslin
HB 1089	Kitsap comprehensive plan	H Environment	01/11/2017	Appleton
HB 1101	GMA populat. growth criteria	H Environment	01/11/2017	Taylor

Public Works and Labor

HB 1035	Prevailing wage survey data	H Labor & Workpl	01/09/2017	Manweller
HB 1051	Infrastructure financing	H Cap Budget	01/09/2017	DeBolt
HB 1083	Prevailing wages, paying of	H Labor & Workpl	01/11/2017	Manweller
SB 5036	PUD unit priced contracting	S Local Governmen	01/11/2017	Takko

Transportation

HB 1024	Private roadway maintenance	H Local Govt	01/09/2017	MacEwen
HB 1029	Transit auth. board members	H Trans	01/09/2017	Harmsworth
HB 1030	I-405 toll lanes replacement	H Trans	01/09/2017	Harmsworth
HB 1041	REAL ID compliance	H Trans	01/09/2017	Clibborn
HB 1063	Tribes, fuel tax agreements	H Comm Dev, Hous	01/09/2017	Morris
HB 1073	Freight deliverers	H Bus & Fin Svcs	01/10/2017	Kirby
HB 1105	Railroad employees/vehicles	H Trans	01/11/2017	Stanford
HB 1135	Oil spill planning/railroads	H Environment	01/12/2017	Dye
HB 1136	Oil spill planning/nonfuel	H Environment	01/12/2017	Dye
HB 1146	Trans sup budget 2015-2017	H Trans	01/12/2017	Clibborn
HB 1147	Transport. budget 2017-2019	H Trans	01/12/2017	Clibborn
HB 1175	Trans. benefit districts tax	H Finance	01/12/2017	Muri
HB 1222	Bistate bridge project group	H Trans	01/13/2017	Pike
SB 5001	Transit auth. board members	S Transportation	01/09/2017	O'Ban
SB 5008	REAL ID compliance	S Transportation	01/09/2017	King
SB 5026	Freight deliverers	S Transportation	01/10/2017	Hobbs
SB 5095	Trans sup budget 2015-2017	S Transportation	01/12/2017	King
SB 5096	Transport. budget 2017-2019	S Transportation	01/12/2017	King
SB 5098	Flammable train speed limits	S Transportation	01/12/2017	Billig
SB 5123	Oil spill planning/nonfuel	S Energy, Environ	01/13/2017	Warnick
SB 5137	Oil spill planning/railroads	S Energy, Environ	01/13/2017	Warnick

Office Locations of Statewide Officials

- **Governor's Office:** Gov. Jay Inslee's office is located on the second floor of the Capitol (or Legislative) Building.
- **Lieutenant Governor's Office:** Lt. Gov. Cyrus Habib's office is located on the second floor of the Capitol (or Legislative) Building.
- **Auditor's Office:** State Auditor Pat McCarthy's office is located in the Sunset Life Building, 3200 Capitol Blvd. S., Olympia.
- **Secretary of State's Office:** Secretary of State Kim Wyman's office is located on the second floor of the Capitol (or Legislative) Building.
- **State Treasurer:** State Treasurer Duane Davidson's office is located on the second floor of the Capitol or Legislative Building.
- **Insurance Commissioner:** Insurance Commissioner Mike Kreidler's office is located in the Insurance 5000 Building, 5000 Capitol Blvd., Olympia.

How to Find your Legislator and Contact Them:

- **Senate:** <http://www.leg.wa.gov/Senate>
- **House:** <http://www.leg.wa.gov/House>

How to Access a Bill:

- <http://apps.leg.wa.gov/billinfo/>

Here you can enter the bill number you are looking for or even search for it by entering a subject keyword. You can save the bill, print the bill or just check its status and track it as it progresses through the Legislature.

How to Watch or Listen to a Hearing:

- TVW – cable television <http://www.tvw.org/tvguide>
- TVW - webcast – <http://www.tvw.org/media/liveevents.cfm>
- In Person - Floor Calendar - <http://www.leg.wa.gov/legislature/calendar/>

INTERNET

www.leg.wa.gov. Here you will find contact information for each legislator and their staff; legislative leadership; committees and their staff and current agendas; floor calendars; the most up-to-date bill information and much more.

www.tvw.org provides coverage of floor debates, committee hearings and other public policy events. Also included is a weekly news comment program. Coverage is available through REAL Networks or Windows Media both in real time or as archived. Follow the site's instructions for access.

TELEVISION

TVW is a cable network the Legislature created to cover activities of both houses with live programming and delayed telecasts of each day's events. The week's programming can be found on their website, www.tvw.org.

The Washington Public Ports Association staff in Olympia is also here to assist you in getting information and we're happy to walk you through any of the above. Please feel free to call us 360-943-0760 if you have any questions.