



Washington State Legislature Update for the EMC (Jun 2019)

2019 Legislative Session

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Emergency Management Legislation

Catastrophic Incident
Emergency Prep Bill
SB 5247 - Sen Frockt
Exec 2/6 SGTR&E
Moved all the way to
opposing House
Approps Public
Hearing but did not
pass

- Adds definitions to statute and deletes prohibitions on planning for evacuation for a nuclear attack
- Requires director to develop, maintain, train and exercise catastrophic incident plans, and programs for alert and warning with education, outreach, response and recovery.

Governor's Powers Bill
(Agency Drafted
Member Request)
SB 5260 Sen Zeiger
Exec 2/6 – SGTR&E
Passed Legislature

- Extends the Governors authority under emergency proclamations to waive or suspend certain statutory obligations or limitations in the affected areas if strict compliance would present, hinder or delay necessary action for emergency response



Emergency Management Legislation

Continuity of Government (COG) Bills

SB 5012/SJR 8200
Sen Takko

Both SSB 5012 and SJR 8200 Passed Legislature

SJR 8200 on Nov ballot

- Following catastrophic incidents that result in extraordinary levels of mass casualties, damage or disruption it is important that government services continue.
- Both the WA State Constitution (Article II, Section 42) and implementing statute RCW 42.14 only provide for COG in the event of enemy attack.
- The two COG bills amend state statute and send the constitutional change to the voters at the next general election to provide for catastrophic emergencies other than attack.
- The statutory bill adds contextual definitions to state law and requires a educational program for state and local government



Emergency Management Legislation

Natural Disaster Mitigation Workgroup
SB 5106 Rules
Sen Das

Passed Leg

Creates a work group to review disaster mitigation and resiliency activities in WA, other states, and at the federal level. Directs the work group to submit a final report with recommendations by Dec 1, 2020, on whether WA should create an ongoing disaster resiliency program and the activities. **Note – SB 5106 amended to add Dep of Ag, and State Conservation Commission, House added six more groups to include tribes, BIA, emergency & transitional housing providers, water and sewer districts.**

Fire Service Mob
HB 1170
Rep Griffey

Passed Leg

Repeals the expiration date for all hazards state fire mobilization and requests to move it to 2024. **Note – amended to eliminate the sunset date and added. Adds to reasons all risk resources may not be mobilized the use for other exercise by the people of their constitutionally protected First Amendment rights.**

First Informer Broadcasters
HB 1147Rep
Chapman

Passed Leg

Prohibits the seizure or confiscation of a first informer broadcaster's vehicles, fuel, food, water, or other essential materials brought into an area affected by an emergency or disaster, except as otherwise authorized by law.



Emergency Management Legislation

<p>Emergency Planning/Nuclear HB 1419 Rep MacEwan Did Not Pass Leg</p>	<p>Eliminates a prohibition on including in emergency management plans preparation for emergency evacuation or relocation of residents in anticipation of nuclear attack.</p>
<p>School Safety & Well Being HB 1216 Rep Dolan Passed Leg</p>	<p>Requires each educational service district to establish a Regional School Safety Center with certain duties, subject to state funding. Requires the OSPI to monitor certain safety-related programs and plans, subject to state funding. Directs the JLARC to study the first responder mapping information system, by 1-31-20. Adds a representative of the OSPI to the Emergency Management Council (EMC) and directs the EMC to consult with certain organizations on issues that involve early learning, kindergarten through grade 12, or higher education. Changes earthquake drill from may to must.</p>



Emergency Management Legislation

SB 5557
Concerning
Seismic Hazard
Risk Reduction

Sen Lias

Did Not Pass Leg

Local Gov focused task force to: a) develop criteria and implementation measures necessary to adopt a functional recovery standards for all emergency services and state-owned buildings to allow immediate response. Creates a MIL Dep 1 FTE focused on seismic works. Works to provide a tax preference to encourage functional recovery construction. Establishes a grant program for retrofitting URM. Authorizes local gov to incentivize functional recovery in order to mitigate earthquake damage. Adds contextual definitions.

SB 5514
Responder
Agency
Notifications to
Schools

Sen Padden

Passed Leg

Requires first responder agencies to notify all schools in the vicinity, including private schools, if there is a situation for which an evacuation or lockdown appears reasonably necessary.



Emergency Management Legislation

HB 1940 Wildland
fire response
48 hr
Rep Kretz

Did not pass Leg

Relates to providing wildland fire response resources in the first forty-eight hours. Requires DNR, non federal fire protection agencies within 1 hour to determine whether department resources are readily available for firefighting. Requires the department and non federal fire protection agencies to seek, deploy and include private firefighting resources in the first 48 hr response. Provides for no civil liability. Requires state fire marshal to establish a pre-mob assistance program designed to provide financial assistance to a local fire protection agency. Requires reimbursement of local fire protection agencies for the cost of contracting in the first 48 hours of up to \$10K. Defines local fire protection service agency. Requires state fire marshal report to leg on pre-mob assistance program.

HB 1941 Wildfires
Impact Review
Rep Kretz

Did not pass Leg

Requires a multi-agency comprehensive review of the impact of catastrophic wildfires on communities as a means of improving government responses in the future.



Emergency Management Legislation

Increasing the max tax rate for voter approved local sales and use tax for Emergency Communications Systems E2SSB 5272 Sen Hunt

Passed Leg

Increases the rate of the sales and use tax for emergency communication systems and facilities from 0.1 percent to 0.2 percent of the selling price in the case of sales tax, or value of the article used, in the case of a use tax. Requires voter approval for any tax rate increase in counties already imposing this tax. Requires a county with a population of more than 1.5 million to enter into interlocal agreements with its cities with populations over 50,000 regarding revenue distribution, even if a city is part of a regional communication system.

Implementing an emergency alert system – Rep Mosbrucker

Did not pass Leg

Directs the Military Department to contract with a vendor to include, as part of the Enhanced 911 emergency alert system, the ability to immediately display that a person with a disability may be present at the scene of an emergency.



Emergency Management Legislation – National Guard

Concerning National Guard pay in state active service for wildland fire response duty. Rep Leavitt

Passed Leg

Modifies pay for National Guard members in active state service.

Directs the adjutant general to establish a pay scale for National Guard wildfire response, which takes into account experience and responsibility.

Concerning the Washington National Guard Postsecondary Education Grant Program

Sen Hobbs

Did not pass leg but \$1.05M funded in budget for existing NG Conditional Scholarship

Renames the Washington State National Guard Conditional Scholarship Program the "Washington National Guard Postsecondary Grant Program" (Grant Program). Transfers the Grant Program administrative functions from the Office of the Adjutant General to the Office of Student Financial Assistance (Office).

Establishes additional eligibility requirements for Grant Program participants. Requires the Office to establish rules addressing the terms of repayment of grants from the Grant Program.



Emergency Management Legislation – Budget

Tsunami AHAB	\$968K (one-time)
EEW Earthquake Early Warning	\$1M (one-time)
ShakeAlert Public Outreach	\$240K (one-time)
Governmental Continuity	\$236K (ongoing)
Enhanced 9-1-1, Next Generation	\$9,975,000 (one-time)
E 9-1-1 Study Budget Proviso	\$100K (one-time) report on the state and local costs to operate the 911 system and to identify cost savings and potential efficiencies
Hazardous Materials Programs	\$1.04M (on-going) to support existing regional staffing. The original oil-train bill only funded 4 years.
Disaster Response Acct	\$118M to continue recovery efforts for 7 open presidentially declared disasters.

How a Bill Becomes a Law – Washington State Legislature

With a few twists and turns along the way 2019 is Done!

#1

Bill Introduction & Sponsorship

- Code Reviser Bill Drafting
- Legislator sponsorship
- Introduced in **House/ Senate or both**
- 1st Reading House/Senate & referral

#2

Committee Study & Hearings

- Committee chair “decides” whether a bill receives a hearing and when
- Committee public hearing
- Committee executive session hearing

#3

Bill Reported “Out of Committee”

- “Do-pass or do not pass” & amendments
- >\$50K = Fiscal Committee Referral/Hearing
- Bills <\$50K Move to Rules Committee

#4

Rules Committee & Floor Session Voting

- Rules Members Determine Calendar by a Small # Pulls/Member
- Senate Rules = (2) Pull System, Order of Consideration and Floor Calendar
- House Rules =
- 3rd Reading/debates are on the floor

#5

Opposing House Consideration

- Bill Must Move Through Same Process in the Second/Opposing House
- Bills That do Not Move – Make Cutoff = “Die” for the current session that biennium
- Amendment in the Opposing House Requires Acceptance Vote by House of Origin for that bill (Concurrence Calendar)
- Dispute Calendar -- Disagreements

#6

“Enrolling” & Signing Bills Passed by Both Houses

- Signed by President of Senate
- Signed by Speaker of the House
- Governor’s signature (within 5 days if Leg in session within 20 days if passed in the last 5 days of session or the bill reaches the Governor after adjournment)
- Sec of State - chapter/session law #