

WCOG Bill Status Report January 15, 2017

This report shows bills in the Washington State Legislature being tracked by Washington Coalition for Open Government because they have some impact on Washington's open government laws. Members of the Coalition are encouraged to contact their legislators regarding bills of concern to them. If you have any comments on the format or contents of this report, including the indicated WCOG positions or comments, please contact the Coalition president at president@washingtoncog.org.

Upcoming Hearings and Floor Action on Tracked Bills

Commerce, Labor & Sports (Senate) - SHR 4, JACB - 1/16 @ 1:30pm

- SB 5101 - Public Hearing - Concerning licensing agreements and consulting contracts for licensed marijuana businesses.

Health Care & Wellness (House) - HHR A, JLOB - 1/17 @ 8:00am

- HB 1232 - Public Hearing - Concerning the timing and content of disclosures by continuing care retirement communities.

Health Care & Wellness (House) - HHR A, JLOB - 1/18 @ 1:30pm

- HB 1043 - Public Hearing - Addressing nonpublic personal health information.

Summary of Bills Tracked

High Priority Bills

Bill #	Short Description	Status	Sponsor	Position
HB 1160	Sunshine Committee recommendations	H State Governme	Springer	Support
HB 1287	Collective bargaining		Chandler	Support

Medium Priority Bills

Bill #	Short Description	Status	Sponsor	Position
HB 1043 (SB 5124)	Nonpublic personal health information held by the Insurance Commissioner	H HC/Wellness	Robinson	Concerns
HB 1097	Tribal consultation with the Governor and the Fish and Wildlife Commission regarding hunting rights and activities	H Comm Dev, Hous	Sawyer	Concerns
HB 1102	Technology-enhanced government surveillance	H Public	Taylor	Concerns

		Safety		
SB 5124 (HB 1043)	Nonpublic personal health information held by the Insurance Commissioner	S Health Care	Rivers	Concerns

Low Priority Bills

Bill #	Short Description	Status	Sponsor	Position
HB 1047	Drug Take-Back Program	H HC/Wellness	Peterson	Neutral
HB 1152 (SB 5101)	Licensing agreements and consulting contracts for licensed marijuana businesses	H Commerce & Gam	Blake	Neutral
HB 1232	Timing and content of disclosures by continuing care retirement communities	H HC/Wellness	Clibborn	Neutral
SB 5101 (HB 1152)	Licensing agreements and consulting contracts for licensed marijuana businesses.	S Com/Labor/Spor	Rivers	Neutral
SB 5110	Youth voter preregistration	S State Governme	Billig	Neutral
SB 5152	Pediatric transitional care centers	S Health Care	Fain	Neutral

Detailed Information on Bills Tracked

High Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
HB 1160 Sunshine committee <i>Comments:</i> Implements the unanimously-supported recommendations of the Sunshine Committee for 2016. (WCOG PRIORITY)	H State Governme	Springer	Support
HB 1287 Collective bargaining <i>Comments:</i> Makes contract negotiations under collective bargaining open to the public. Eliminates the exemption under the OPMA RCW 42.30.140. (WCOG PRIORITY)		Chandler	Support

Medium Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>
HB 1043 (SB 5124) Personal health information <i>Comments:</i> Creates a new PRA exemption for all personally-identifying health care information that comes into the possession of the Insurance Commissioner. This is likely reasonable in view of HIPPA. However, the bill does not link to the new exemption from the PRA, which makes it hard to find.	H HC/Wellness	Robinson	Concerns
HB 1097 Hunting/tribal consultation <i>Comments:</i> Authorizes tribes to request a meeting with the governor and the fish and wildlife commission regarding a specific fish and wildlife department policy, rule, or action that affects tribal hunting rights, and allows such meetings to be closed to the public (exempt from the OPMA). It also does not amend the OPMA to add the exception. The meetings should be open to the public if a quorum of the Commission is involved. If there are legitimate reasons for these to be closed meetings,	H Comm Dev, Hous	Sawyer	Concerns

it should be done by adding the meeting to RCW 42.30.110(1) or RCW 42.30.140.

<u>HB 1102</u>	Govt surveillance technology	H Public Safety	Taylor	Concerns
	<i>Comments:</i> Agencies may obtain and use "extraordinary sensing devices" under specific circumstances. Prohibits disclosure of information obtained using such devices unless it was collected under a search warrant and there is probable cause that the information is evidence of criminal activity. Information must be destroyed within 30 days or less if it is not evidence of criminal activity. However, early destruction of information also destroys evidence of inappropriate use of devices, making it harder for watchdogs to detect improper behavior by law enforcement agencies.			

<u>SB 5124</u> (HB 1043)	Personal health information	S Health Care	Rivers	Concerns
	<i>Comments:</i> Creates a new PRA exemption for all personally-identifying health care information that comes into the possession of the Insurance Commissioner. This is likely reasonable in view of HIPPA. However, the bill does not link to the new exemption from the PRA, which makes it hard to find.			

Low Priority Bills

<u>Bill Details</u>	<u>Status</u>	<u>Sponsor</u>	<u>Position</u>	
<u>HB 1047</u>	Medication disposal system	H HC/Wellness	Peterson	Neutral
	<i>Comments:</i> Establishes a drug take-back program for secure collection and disposal of unwanted medications. Exempts from disclosure proprietary information submitted to the Department of Health under the act. This is a reasonable exemption consistent with similar exemptions for proprietary business information.			
<u>HB 1152</u> (SB 5101)	Marijuana business contracts	H Commerce & Gam	Blake	Neutral
	<i>Comments:</i> Authorizes a licensed marijuana business to enter into a licensing agreement or consulting contract. Exempts from disclosure trade secrets, technology, proprietary information, and financial considerations contained in such agreements or contracts, entered into by a licensed marijuana business, that may be submitted to or obtained by the state liquor and cannabis board. This is a reasonable exemption consistent with other exemptions for confidential proprietary business information.			
<u>HB 1232</u>	Retirement comm. disclosures	H HC/Wellness	Clibborn	Neutral
	<i>Comments:</i> Addresses continuing care retirement communities with regard to the timing and content of disclosures. Eliminates the existing PRA exemption for registration information submitted for such communities.			
<u>SB 5101</u> (HB 1152)	Marijuana business contracts	S Com/Labor/Spor	Rivers	Neutral
	<i>Comments:</i> Authorizes a licensed marijuana business to enter into a licensing agreement or consulting contract. Exempts from disclosure trade secrets, technology, proprietary information, and financial considerations contained in such agreements or contracts, entered into by a licensed marijuana business, that may be submitted to or obtained by the state liquor and cannabis board. This is a reasonable exemption consistent with other exemptions for confidential proprietary business information.			
<u>SB 5110</u>	Youth voter registration	S State Governme	Billig	Neutral

Comments: Allows 16 and 18 year-olds to preregister to vote; the preregistration automatically becomes a regular registration when the person will be 18 by the next election. Exempts from voter preregistration records from disclosure in their entirety. This is consistent with processing of adult voter registration forms, which are not subject to disclosure in their entirety; only certain information is available after the voter is officially registered.

Pediatric transitional care

S Health Care

Fair

Neutral

[SB 5152](#)

Comments: Creates a pediatric transitional care center licensing program. Requires PTCCs to submit quality of care information to Dept. of Health, and exempts the submitted information from disclosure. This is consistent with exemptions for other health care quality information submitted to the Dept. of Health (intended to encourage full disclosure of potentially damaging information to promote quality improvement),
