

Minutes of Meeting of Washington Uniform Legislation Commission (WULC)  
Meeting in room 417, William H. Gates Hall,  
University of Washington Law School and by conference call  
April 11, 2007

Commissioners in attendance: Anita Ramasastry (AR), Chair; Kyle Thiessen (KT),  
Marlin Appelwick (MA), Dennis Cooper (DC), John Cary (JC)

Annual Meeting. Everyone has registered to attend the annual meeting in Pasadena, July 27 through August 3. AR will determine when to hold the WULC dinner.

Legislative Update (*Please see also email message appended to minutes*). Before the session began, the WULC had eight potential bills; and, when the session ends, one will have become law, the *Environmental Covenants Act*. The speaker has signed the bill, and it goes to the governor today.

For the next session, the *Securities Act* and *Real Property Electronic Recording Act* are “do-able.” The WULC may choose to hold interim meetings on *Real Property* and the *Anatomical Gifts Act*.

The WULC expects the next session to be busy and short. Meanwhile, the WULC has “a lot of stuff in the queue,” and “can make as much progress as people will take time to work on.” DC’s work during the last session made a huge difference.

During the last session, the House passed more bills than the Senate, so some bills died for lack of attention. Therefore, during the next session, the WULC may wish to go to the Senate first.

AR will talk to the WSBA Business Section regarding the *Uniform Commercial Code, sections 1 and 7*. She will also call Linda Rusch of Gonzaga University School of Law for her input.

The *Uniform Electronic Discovery Act* will have a final reading this summer. The act has rules that mimic civil procedure. The WULC could review this act with the Supreme Court rules committee (Chuck Johnson) and the WSBA rules committee, but only after the Act has gone past the draft stage. The principles behind the Act aren’t new, but they are improvements and they match the federal rules.

The NCCUSL *Collateral Sanctions Act* also has a final reading this year.

More than a dozen NCCUSL bills have come out in the last few years. In order to cut down on the backlog of bills, the WULC could lobby one or two bills per person per year; the WULC could also identify stakeholder groups who might lobby successfully. Putting a lot of Acts “in play” increases the probability that some will “get traction.”

Gail Stone will not lobby for the WSBA next year as she has accepted the position director of justice and diversity programs. The WSBA has not yet announced its new lobbyist.

Website, [www.ulc.wa.gov](http://www.ulc.wa.gov). Russell Sweet, a law librarian who works at the code reviser's office, wrote a history of the WULC and gave permission for the WULC website to use it. Ruth Beardsley will convert the history to a Word document, in particular Table V, Table of Uniform Laws Adopted in Washington.

The Revised Code of Washington (<http://apps.leg.wa.gov/rcw/>) has a table and chapter that identifies a Uniform Act associated with an RCW; Westlaw and Lexis list of acts by state. [RB could not verify these statements, so she has asked the UW law librarians for assistance.] [Also, clicking on an act at the NCCUSL website gives a link to "bill tracking" in the various state legislatures.]

NCCUSL Dues. NCCUSL is adopting a new dues system, raising the dues in the process. The new system addresses problems with hotel bills and mileage reimbursements.

WULC Minutes. The WULC voted to put its minutes on the website, prospectively.

Model Drug Dependence Treatment and Rehabilitation Act. JC reported that the Study Committee to Revise Model Drug Dependence Treatment and Rehabilitation Act is currently underway.

Uniform Interstate Family Support Act (UIFSA). MA was appointed to the UIFSA revision committee since he worked on the two previous versions. Revising the international aspects is getting tangled up with Hague Convention issues.

Style Committee. The NCCUSL style committee, of which DC is a member, meets end of May in Saint Louis.

Uniform Money Services Act. The UMSA, for which AR served as reporter, is becoming act in Alaska.

**Email sent to RB from MA, Wed 4/11/2007 11:13 AM**

As of today the status of bills in the Washington legislature is:

Environmental Covenants SB 5421 is on its way to the Governor for signature. It should be signed by April 16.

Anatomical Gifts HB 1637 is in Senate Health Care and dead for the session. The bill bogged down over coroner objections. Then, a newspaper editorial raised concerns about the act being too aggressive in organ procurements. The timing was such that the genie couldn't be put back in the bottle. Work required in the interim. Perhaps the

uniform act should have a provision to allow persons to remove their name from the registry; we allow corrections to health care records in the UHCIA. And, the concern about overriding a living will in order to preserve organs for transplant raises questions of ethics and cost. It needs to be addressed or the bill is going nowhere.

Real Property Electronic Records HB 2104 is dead in the Senate. The chair did not schedule it nor indicate why. They had a ton of bills on their plate, but there may have been other issues. I don't think it had anything to do with the content of the bill. Success in 08?!!

Securities Act HB 1433 dead for the session. The chair intends to run it next session after having given industry representatives two years to work things out.