
SECOND SUBSTITUTE SENATE BILL 5019

State of Washington

66th Legislature

2019 Regular Session

By Senate Ways & Means (originally sponsored by Senators Takko and Rivers)

1 AN ACT Relating to modifying the expiration date of certain state
2 fire service mobilization laws; amending 2015 c 181 s 5 (uncodified);
3 reenacting and amending RCW 43.43.960; providing an effective date;
4 providing an expiration date; and declaring an emergency.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 43.43.960 and 2015 c 181 s 2 are each reenacted and
7 amended to read as follows:

8 Unless the context clearly requires otherwise, the definitions in
9 this section apply throughout this subchapter.

10 (1) "All risk resources" means those resources regularly provided
11 by fire departments, fire districts, and regional fire protection
12 service authorities required to respond to natural or man-made
13 incidents, including but not limited to:

- 14 (a) Wild land fires;
- 15 (b) Landslides;
- 16 (c) Earthquakes;
- 17 (d) Floods; and
- 18 (e) Contagious diseases.

19 (2) "Chief" means the chief of the Washington state patrol.

20 (3) "Fire chief" includes the chief officer of a statutorily
21 authorized fire agency, or the fire chief's authorized

1 representative. Also included are the department of natural resources
2 fire control chief, and the department of natural resources regional
3 managers.

4 (4) "Jurisdiction" means state, county, city, fire district,
5 regional fire protection service authority, or port district units,
6 or other units covered by this chapter.

7 (5) "Mobilization" means that all risk resources regularly
8 provided by fire departments, fire districts, and regional fire
9 protection service authorities beyond those available through
10 existing agreements will be requested and, when available, sent in
11 response to an emergency or disaster situation that has exceeded the
12 capabilities of available local resources. During a large scale
13 emergency, mobilization includes the redistribution of regional or
14 statewide risk resources to either direct emergency incident
15 assignments or to assignment in communities where resources are
16 needed. (~~Fire department~~) All risk resources may not be mobilized
17 to assist law enforcement with police activities during a civil
18 protest or demonstration, however, fire departments, fire districts,
19 and regional fire protection service authorities are not restricted
20 from providing medical care or aid and firefighting when mobilized
21 for any purpose.

22 When mobilization is declared and authorized as provided in this
23 chapter, all risk resources regularly provided by fire departments,
24 fire districts, and regional fire protection service authorities
25 including those of the host fire protection authorities, i.e.
26 incident jurisdiction, shall be deemed as mobilized under this
27 chapter, including those that responded earlier under existing mutual
28 aid or other agreement. All nonhost fire protection authorities
29 providing resources in response to a mobilization declaration shall
30 be eligible for expense reimbursement as provided by this chapter
31 from the time of the mobilization declaration.

32 This chapter shall not reduce or suspend the authority or
33 responsibility of the department of natural resources under chapter
34 76.04 RCW.

35 (6) "Mutual aid" means emergency interagency assistance provided
36 without compensation under an agreement between jurisdictions under
37 chapter 39.34 RCW.

38 (7) "State fire marshal" means the director of fire protection in
39 the Washington state patrol.

1 **Sec. 2.** 2015 c 181 s 5 (uncodified) is amended to read as
2 follows:

3 This act expires July 1, (~~2019~~) 2024.

4 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
5 preservation of the public peace, health, or safety, or support of
6 the state government and its existing public institutions, and takes
7 effect July 1, 2019.

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