

SEVENTY NINTH DAY

MORNING SESSION

Senate Chamber, Olympia
Tuesday, March 30, 2021

The Senate was called to order at 9:00 o'clock a.m. by the President of the Senate, Lt. Governor Heck presiding. The Secretary called the roll and announced to the President that all Senators were present.

The Washington State Patrol Honor Guard presented the Colors.

Mr. Kalani Mabanag-Heck led the Senate in the Pledge of Allegiance. Mr. Mabanag-Heck is the grandson of Lieutenant Governor Heck.

The prayer was offered by Cantor Geoffrey Fine of Temple Beth El, Tacoma.

MOTIONS

On motion of Senator Liias, the reading of the Journal of the previous day was dispensed with and it was approved.

There being no objection, the Senate advanced to the first order of business.

REPORTS OF STANDING COMMITTEES

March 27, 2021

SB 5262 Prime Sponsor, Senator Liias: Broadening the eligibility requirements and extending the expiration date for the data center tax incentive. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5262 be substituted therefor, and the substitute bill do pass. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Capital; Wilson, L., Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Schoesler, Assistant Ranking Member, Capital; Braun; Conway; Dhingra; Gildon; Hunt; Keiser; Liias; Muzzall; Pedersen; Rivers; Van De Wege; Wagoner; Warnick and Wellman.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Robinson, Vice Chair, Operating & Revenue and Carlyle.

MINORITY recommendation: Do not pass. Signed by Senators Darneille and Hasegawa.

Referred to Committee on Rules for second reading.

March 27, 2021

HB 1034 Prime Sponsor, Representative Fitzgibbon: Concerning park and recreation district levies. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Capital; Robinson, Vice Chair, Operating & Revenue; Carlyle; Conway; Darneille; Dhingra; Hasegawa; Hunt; Keiser; Liias; Pedersen; Van De Wege; Wagoner and Wellman.

MINORITY recommendation: Do not pass. Signed by Senators Schoesler, Assistant Ranking Member, Capital; Braun; Gildon and Muzzall.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Wilson, L., Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Rivers and Warnick.

Referred to Committee on Rules for second reading.

MOTIONS

On motion of Senator Liias, all measures listed on the Standing Committee report were referred to the committees as designated.

On motion of Senator Liias, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

2SHB 1157 by House Committee on Finance (originally sponsored by Bateman, Gilday, Taylor, Eslick, Robertson, Simmons, Ormsby, Lekanoff, Hackney, Ryu, Walen, Vick, Wicks, Berg, Fitzgibbon, Barkis, Harris-Talley and Dolan)

AN ACT Relating to increasing housing supply through the growth management act and housing density tax incentives for local governments; amending RCW 82.45.060 and 82.45.230; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Ways & Means.

E2SHB 1277 by House Committee on Appropriations (originally sponsored by Ormsby, Macri, Ramel, Bateman, Fitzgibbon, Ryu, Senn, Chopp, Berry, Peterson, Davis, Santos, Valdez, Hackney, Thai, Kloba, Sells, Frame, Gregerson, J. Johnson, Pollet, Harris-Talley, Stonier, Taylor and Wicks)

AN ACT Relating to an additional revenue source for eviction prevention and housing stability services; amending RCW 43.185C.045, 43.185C.060, and 43.185C.190; adding a new section to chapter 36.22 RCW; and adding a new section to chapter 43.185C RCW.

Referred to Committee on Ways & Means.

MOTIONS

On motion of Senator Liias, all measures listed on the Introduction and First Reading report were referred to the committees as designated.

At 9:07 a.m., on motion of Senator Liias, the Senate was declared to be at ease subject to the call of the President.

Senator Hasegawa announced a meeting of the Democratic Party.

Senator Rivers announced a meeting of the Republican Caucus.

The Senate was called to order at 10:47 a.m. by President Heck.

MOTION

On motion of Senator Liias, the Senate advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 5083, by Senators Frockt, Mullet, and Wilson, C.

Concerning the capital budget.

MOTION

On motion of Senator Frockt, Substitute Senate Bill No. 5083 was substituted for Senate Bill No. 5083 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Saldaña moved that the following floor amendment no. 503 by Senator Frockt be adopted:

On page 11, line 5, reduce the State Building Construction Account—State reappropriation by \$3,000,000 Correct the subtotal reappropriation and total accordingly.

On page 43, after line 35, insert the following: "Ethiopian Community Affordable Housing (Seattle) \$3,000,000"

On page 47, line 26, increase the State Building Construction Account—State appropriation by \$3,000,000 Correct the total accordingly.

On page 262, line 25, after "(f)" strike "\$44,084,000" and insert "\$40,084,000"

On page 262, beginning on line 30, after "\$1,000,000" strike all material through "\$3,000,000" on line 31 and insert the following:

"Ethiopian Community Affordable Housing (Seattle) \$3,000,000"

On page 266, line 2, reduce the State Building Construction Account—State appropriation by \$4,000,000 Correct the total subtotal appropriation and total accordingly.

Senators Saldaña and Frockt spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 503 by Senator Frockt on page 11, line 5 to Substitute Senate Bill No. 5083.

The motion by Senator Saldaña carried and floor amendment no. 503 was adopted by voice vote.

MOTION

Senator Frockt moved that the following floor amendment no. 499 by Senator Rolfes be adopted:

On page 11, line 28, reduce the State Building Construction Account—State reappropriation by \$964,000 Correct the total reappropriation accordingly.

On page 43, after line 1, insert the following: "Central Stage Theatre of County Kitsap (Silverdale) \$964,000"

On page 47, line 26, increase the State Building Construction

Account—State appropriation by \$964,000 Correct the total appropriation accordingly. On page 266, after line 10, insert the following: "Sec. 6008. 2019 c 413 s 1032 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2019-21 Building for the Arts Grant Program (40000039)

The appropriation in this section is subject to the following conditions and limitations:

(1) The appropriation is subject to the provisions of RCW 43.63A.750.

(2) Except as directed otherwise prior to the effective date of this section, the department may not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended, or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by this appropriation. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(3) The appropriation is provided solely for the following list of projects:

Seattle Theatre Group.....	\$310,000
Music Center of the Northwest.....	\$300,000
Seattle Symphony Orchestra	\$912,000
Broadway Center for the Performing Arts.....	\$586,000
Bainbridge Artisan Resource Network.....	\$1,057,000
Nordic Heritage Museum Foundation	\$2,000,000
Imagine Children's Museum.....	\$2,000,000
Seattle Opera	\$526,000
KidsQuest Children's Museum.....	\$816,000
(Central Stage Theatre of County Kitsap	\$964,000)
Roxy Bremerton Foundation	\$51,000
Port Angeles Waterfront Center	\$1,112,000
Rehabilitating Fort Worden's Historic Warehouses...	\$712,000
Sea Mar Museum of Chicano/a Latino/a Culture	\$654,000
Appropriation:	
State Building Construction Account—State ..	(\$12,000,000)
	\$11,036,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$48,000,000
TOTAL.....	(\$60,000,000)
	\$59,036,000"

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 1, line 6 of the title, after "1014," insert "1032,"

Senator Frockt spoke in favor of adoption of the amendment. The President declared the question before the Senate to be the adoption of floor amendment no. 499 by Senator Rolfes on page 11, line 28 to Substitute Senate Bill No. 5083.

The motion by Senator Frockt carried and floor amendment no. 499 was adopted by voice vote.

MOTION

Senator Frockt moved that the following floor amendment no. 500 by Senator Frockt be adopted:

On page 31, beginning on line 34, after "solely for" strike "affordable housing and the longhouse" and insert "Bellwether Housing and Chief Seattle Club"

Renumber the remaining sections consecutively and correct any internal references accordingly.

Senator Frockt spoke in favor of adoption of the amendment. The President declared the question before the Senate to be the

SEVENTY NINTH DAY, MARCH 30, 2021

2021 REGULAR SESSION

adoption of floor amendment no. 500 by Senator Frockt on page 31, line 34 to Substitute Senate Bill No. 5083.

The motion by Senator Frockt carried and floor amendment no. 500 was adopted by voice vote.

MOTION

Senator Hunt moved that the following floor amendment no. 502 by Senator Hunt be adopted:

On page 180, beginning on line 10, after "department" strike all material through "request." on line 12 and insert ", in consultation with the department of ecology, must prioritize this project, finalize the acquisition of a preferred site, and provide a comprehensive progress report to the fiscal committees of the legislature by September 15th, 2021. The report must include a decision package requesting funding in the 2022 supplemental capital budget and an expedited timeline for final completion of the project by end of fiscal year 2024."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Senators Hunt, Schoesler and Frockt spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 502 by Senator Hunt on page 180, line 10 to Substitute Senate Bill No. 5083.

The motion by Senator Hunt carried and floor amendment no. 502 was adopted by voice vote.

MOTION

Senator Warnick moved that the following floor amendment no. 504 by Senator Warnick be adopted:

On page 198, line 9, after "2021-23" strike "Forestry" and insert "Forest"

On page 198, line 11, increase the State Building Construction Account—State appropriation by \$3,262,000

On page 198, line 14, correct the total.

Senator Warnick spoke in favor of adoption of the amendment.

WITHDRAWAL OF AMENDMENT

On motion of Senator Warnick and without objection, floor amendment no. 504 by Senator Warnick on page 198, line 9 to Engrossed Substitute Senate Bill No. 5083 was withdrawn.

MOTION

Senator Randall moved that the following floor amendment no. 505 by Senator Randall be adopted:

Beginning on page 200, line 22, strike all of section 3322 and insert the following:

"NEW SECTION. Sec. 3322.

DNR and Camp Colman Collaboration (92000037)

The appropriation in this section is subject to the following conditions and limitations:

(1) \$100,000 of the appropriation in this section is provided solely for the department to contract with a third party facilitator for the purpose of collaborating with the YMCA of Greater Seattle, Camp Colman, on finding solutions for maintaining a high-quality camp experience and establishing a barrier free

passage for migrating fish species at Whiteman cove. Should the department and the YMCA reach agreement about a collaborative process, the department must report to the fiscal committees of the legislature by December 1, 2021, about areas of mutual agreement and any recommendations that could be enacted by the legislature. If the department and the YMCA of Greater Seattle choose to not begin to collaborate by July 31, 2021, the funding in this subsection (1) shall lapse.

(2) \$300,000 of the appropriation in this section must be held in unallotted status by the office of financial management if the department and the YMCA of Greater Seattle choose to collaborate. If the department and the YMCA of Greater Seattle parties choose to not collaborate by July 31, 2021, then the office of financial management must allot the \$300,000 provided in this subsection (2) to the department to proceed with the design of the fish blockage removal project at Whiteman cove.

Appropriation:

General Fund—State	\$400,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$400,000"

Senators Randall and Sheldon spoke in favor of adoption of the amendment.

Senators Honeyford and Frockt spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 505 by Senator Randall on page 200, line 22 to Substitute Senate Bill No. 5083.

The motion by Senator Randall failed and floor amendment no. 505 was not adopted by voice vote.

MOTION

Senator Frockt moved that the following floor amendment no. 501 by Senator Frockt be adopted:

On page 206, line 16, reduce the Common School Construction Account—State reappropriation by \$68,708,000
Correct the total accordingly.

Senator Frockt spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 501 by Senator Frockt on page 206, line 16 to Substitute Senate Bill No. 5083.

The motion by Senator Frockt carried and floor amendment no. 501 was adopted by voice vote.

MOTION

Senator Liias moved that the following floor amendment no. 506 by Senator Liias be adopted:

On page 254, line 20, after "funds." insert "The Washington state arts commission must sell the decommissioned reflectors from the Yakima Sun Dome Circle of Light and use the proceeds to preserve the state art collection."

Senators Liias and Honeyford spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 506 by Senator Liias on page 254, line 20 to Substitute Senate Bill No. 5083.

The motion by Senator Liias carried and floor amendment no. 506 was adopted by voice vote.

MOTION

Senator Warnick moved that the following floor amendment no. 508 by Senator Warnick be adopted:

On page 331, after line 31, insert the following:

"**Sec. 7036.** RCW 90.94.090 and 2019 c 413 s 7035 are each reenacted and amended to read as follows:

(1) A joint legislative task force on water resource mitigation is established to review the treatment of surface water and groundwater appropriations as they relate to instream flows and fish habitat, to develop and recommend a mitigation sequencing process and scoring system to address such appropriations, and to review the Washington supreme court decision in *Foster v. Department of Ecology*, 184 Wn.2d 465, 362 P.3d 959 (2015).

(2) The task force must consist of the following members:

(a) Two members from each of the two largest caucuses of the senate, appointed by the president of the senate;

(b) Two members from each of the two largest caucuses of the house of representatives, appointed by the speaker of the house of representatives;

(c) A representative from the department, appointed by the director of the department;

(d) A representative from the department of fish and wildlife, appointed by the director of the department of fish and wildlife;

(e) A representative from the department of agriculture, appointed by the director of the department of agriculture;

(f) One representative from each of the following groups, appointed by the consensus of the cochairs of the task force:

(i) An organization representing the farming industry in Washington;

(ii) An organization representing Washington cities;

(iii) Two representatives from an environmental advocacy organization or organizations;

(iv) An organization representing municipal water purveyors;

(v) An organization representing business interests;

(vi) Representatives of two federally recognized Indian tribes, one invited by recommendation of the Northwest Indian fisheries commission, and one invited by recommendation of the Columbia river intertribal fish commission.

(3) If a member has not been designated for a position set forth in subsection (2) of this section, that position may not be counted for purposes of determining a quorum.

(4) One cochair of the task force must be a member of the majority caucus of one chamber of the legislature, and one cochair must be a member of the minority caucus of the other chamber of the legislature, as those caucuses existed as of January 19, 2018.

(5) The first meeting of the task force must occur by June 30, 2018.

(6) Staff support for the task force must be provided by the office of program research and senate committee services. The department and the department of fish and wildlife shall cooperate with the task force and provide information as the cochairs reasonably request.

(7) Within existing appropriations, the expenses of the operations of the task force, including the expenses associated with the task force's meetings, must be paid jointly and in equal amounts by the senate and the house of representatives. Task force expenditures are subject to approval by the house executive rules committee and the senate facility and operations committee. Legislative members of the task force are reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members are not entitled to be reimbursed for travel expenses if they are elected officials or are participating on behalf of an

employer, governmental entity, or other organization. Any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(8)(a) By November 15, 2019, and November 15, 2022, the joint legislative task force must make recommendations to the legislature in compliance with RCW 43.01.036. ~~((The task force may update its November 15, 2019, recommendations by November 15, 2020, if a majority of the members of the task force determine that such an update is appropriate based on additional information developed as a result of the pilot projects established under subsection (9) of this section.))~~

(b) Recommendations of the joint legislative task force must be made by a sixty percent majority of the appointed members of the task force. The representatives of the departments of fish and wildlife, ecology, and agriculture are not eligible to vote on the recommendations. Minority recommendations that achieve the support of at least five of the appointed voting members of the task force may also be submitted to the legislature.

(9) The department shall issue permit decisions for up to five water resource mitigation pilot projects. It is the intent of the legislature to use the pilot projects to inform the legislative task force process while also enabling the processing of water right applications that address water supply needs. The department is authorized to issue permits in reliance upon water resource mitigation of impacts to instream flows and closed surface water bodies under the following mitigation sequence:

(a) Avoiding impacts by: (i) Complying with mitigation required by adopted rules that set forth minimum flows, levels, or closures; or (ii) making the water diversion or withdrawal subject to the applicable minimum flows or levels; or

(b) Where avoidance of impacts is not reasonably attainable, minimizing impacts by providing permanent new or existing trust water rights or through other types of replacement water supply resulting in no net annual increase in the quantity of water diverted or withdrawn from the stream or surface water body and no net detrimental impacts to fish and related aquatic resources; or

(c) Where avoidance and minimization are not reasonably attainable, compensating for impacts by providing net ecological benefits to fish and related aquatic resources in the water resource inventory area through in-kind or out-of-kind mitigation or a combination thereof, that improves the function and productivity of affected fish populations and related aquatic habitat. Out-of-kind mitigation may include instream or out-of-stream measures that improve or enhance existing water quality, riparian habitat, or other instream functions and values for which minimum instream flows or closures were established in that watershed.

(10) The department must monitor the implementation of the pilot projects, including all mitigation associated with each pilot project, approved under this section at least annually through December 31, 2028.

(11) The pilot projects eligible for processing under this section, based on criteria as of January 19, 2018, include:

(a) A city operating a group A water system in Kitsap county and water resource inventory area 15, with a population between 13,000 and 14,000;

(b) A city operating a group A water system in Pierce county and water resource inventory area 10, with a population between 9,500 and 10,500;

(c) A city operating a group A water system in Thurston county and water resource inventory area 11, with a population between 8,500 and 9,500;

(d) A nonprofit mutual water system operating a group A water system in Pierce county and water resource inventory area 12, with between 10,500 and 11,500 service connections; and

(e) An irrigation district located in Whatcom county and water

SEVENTY NINTH DAY, MARCH 30, 2021

2021 REGULAR SESSION

resource inventory area 1, solely for the purpose of processing changes of water rights from surface water to groundwater, and implementing flow augmentation to benefit instream flows.

(12) Water right applicants eligible to be processed under this pilot project authority must elect to be included in the pilot project review by notifying the department by July 1, 2018. Once an applicant notifies the department of its intent to be processed under this pilot project authority, subsection (9) of this section applies to final decisions issued by the department, even if such a final decision is issued after the expiration of this section.

(13) By November 15, 2018, the department must furnish the task force with information on conceptual mitigation plans for each water resource mitigation pilot project application. By November 15, 2019, and November 15, 2022, the department must provide the task force with an update on the mitigation plans based on additional information developed after November 15, 2018.

(14) To ensure that the processing of pilot project applications can inform the task force process in a timely manner, the department must expedite processing of applications for water resource mitigation pilot projects. The applicant for each pilot project must reimburse the department for the department's costs of processing the applicant's application.

(15) The water resource mitigation pilot project authority granted to the department does not affect or modify any other procedural requirements of chapter 90.03, 90.44, or 90.54 RCW that apply to the processing of such applications.

(16) The joint legislative task force expires December 31, ~~((2020))~~ 2022. During the period from November 16, 2019, through December 31, ~~((2020))~~ 2022, the work of the task force is limited to:

(a) A review of any additional information that may be developed after November 15, 2019, as a result of the pilot projects established under subsection (9) of this section; and

(b) An update of the task force's November 15, 2019, recommendations ~~((under subsection (8) of this section))~~.

(17) This section expires January 1, 2029."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 1, line 10 of the title, after "43.155.050" insert "and 90.94.090"

Senators Warnick and Frockt spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 508 by Senator Warnick on page 331, line 31 to Substitute Senate Bill No. 5083.

The motion by Senator Warnick carried and floor amendment no. 508 was adopted by voice vote.

MOTION

On motion of Senator Frockt, the rules were suspended, Engrossed Substitute Senate Bill No. 5083 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Frockt, Schoesler, Mullet and Honeyford spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5083.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed

Substitute Senate Bill No. 5083 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5083, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Frockt: "Thank you Mr. President. Thank you, Senator Liias. I just briefly, the capital budget is just about ten, having worked on both budgets, they both have different challenges, but the capital budget in size is about ten percent the size of the operating budget. But I can tell you that the staff, it's not ten percent of the work. It is much more than that and I wanted to just recognize our nonpartisan and caucus staff, if I could just briefly, who did just an incredible job: Michele Alishahi; Sarah Emmans; Kayla Hammer; Jed Hermon; Maria Hovde; Jeff Naas; Corban Nemeth; Sarian Scott; Liza Weeks; Mary Cho; Brenna Price; Alan Ryan; Mike Bezanson; James Crandall, Counsel for the Republican side; Steven Ellis, Democratic Counsel; and of course our indefatigable coordinator Richard Ramsey, who has been a great guide to me for the last three or four years that I have been doing this. Thank you to all of them. We have a ways to go to get this brought home before the end of session but this is a terrific start. And I want to thank them for the time they put in during this intense budget season. Thank you."

PERSONAL PRIVILEGE

Senator Honeyford: "Well, thank you, Mr. President. It's a, in addition to thanking the members, I just wanted to mention that it has been a long-standing tradition in the Senate that when you pass out the capital budget you wear a bowtie. So, I think we are going to have to take a collection up and buy Senator Frockt a bowtie. Thank you, Mr., President."

REMARKS BY SENATOR LIIAS

Senator Liias: "Thankyou Mr. President. Senator Honeyford is also going to have to buy an instruction manual on how to assemble the bowtie at the same time."

MOTION

On motion of Senator Liias, and without objection, House Bill No. 1022 was removed from the Consent Calendar and placed on the 2nd Reading Calendar.

PERSONAL PRIVILEGE

Senator Frockt: "Thank you. I just wanted to say, thank you, Mr. President. I just wanted to say I promise to wear a bowtie if you promise to vote for the bonds."

PERSONAL PRIVILEGE

Senator Honeyford: "Well, I am just wondering, yes, I will be voting for the bonds and so I will expect to see a bowtie from Senator Frockt. I don't know if we need to put a proviso in the capital budget to buy one or not."

SECOND READING

HOUSE BILL NO. 1042, by Representatives Thai, Walen, Ortiz-Self, Lekanoff, Gregerson, Callan, Frame, Santos and Macri

Revising the international application of the uniform child custody jurisdiction and enforcement act to protect families from facing the death penalty in certain foreign jurisdictions on the basis of religious beliefs, political beliefs, or sexual orientation.

The measure was read the second time.

MOTION

Senator Pedersen moved that the following committee striking amendment by the Committee on Law & Justice be adopted:

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 26.27.051 and 2001 c 65 s 105 are each amended to read as follows:

(1) A court of this state shall treat a foreign country as if it were a state of the United States for the purpose of applying Articles 1 and 2.

(2) Except as otherwise provided in subsection (3) or (4) of this section, a child custody determination made in a foreign country under factual circumstances in substantial conformity with the jurisdictional standards of this chapter must be recognized and enforced under Article 3.

(3) A court of this state need not apply this chapter if the child custody law of a foreign country violates fundamental principles of human rights.

(4) A court of this state need not apply this chapter if the law of a foreign country holds that apostasy, or a sincerely held religious belief or practice, or homosexuality are punishable by death, and a parent or child may be at demonstrable risk of being subject to such laws. For the purposes of this subsection, "apostasy" means the abandonment or renunciation of a religious or political belief.

NEW SECTION. Sec. 2. This act applies to child custody proceedings or proceedings to enforce a child custody determination pending as of the effective date of this section, or commenced on or after the effective date of this section.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

On page 1, line 5 of the title, after "orientation;" strike the remainder of the title and insert "amending RCW 26.27.051; creating a new section; and declaring an emergency."

Senators Pedersen and Padden spoke in favor of adoption of the committee striking amendment.

The President declared the question before the Senate to be the adoption of the committee striking amendment by the Committee on Law & Justice to House Bill No. 1042.

The motion by Senator Pedersen carried and the committee striking amendment was adopted by voice vote.

MOTION

On motion of Senator Pedersen, the rules were suspended, House Bill No. 1042 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Pedersen and Padden spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1042 as amended by the Senate.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1042, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Lias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

HOUSE BILL NO. 1042, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 1055, by Representatives Berg, Abbarno, Shewmake, Walen, Orcutt, Ramos, Tharinger and Callan

Extending the expiration date for reporting requirements on timber purchases.

The measure was read the second time.

MOTION

On motion of Senator Van De Wege, the rules were suspended, House Bill No. 1055 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Van De Wege and Warnick spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1055.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1055 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Lias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

HOUSE BILL NO. 1055, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

ENGROSSED HOUSE BILL NO. 1199, by Representatives Corry, Chapman, Davis, Dent and Eslick

Providing compensation to department of natural resources lessees whose leases are terminated for reasons other than default.

The measure was read the second time.

MOTION

On motion of Senator Warnick, the rules were suspended, Engrossed House Bill No. 1199 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Warnick spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed House Bill No. 1199.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 1199 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Lias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

ENGROSSED HOUSE BILL NO. 1199, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 1437, by Representatives MacEwen and Eslick

Concerning a vessel crewmember license.

The measure was read the second time.

MOTION

On motion of Senator Warnick, the rules were suspended, House Bill No. 1437 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Warnick spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1437.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1437 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 1; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Lias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wilson, C., Wilson, J. and Wilson, L.

Absent: Senator Wellman

HOUSE BILL NO. 1437, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1037, by House Committee on Consumer Protection & Business (originally sponsored by Kirby and Vick)

Concerning insurance adjusters.

The measure was read the second time.

MOTION

On motion of Senator Mullet, the rules were suspended, Substitute House Bill No. 1037 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Mullet spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute House Bill No. 1037.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1037 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Lias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SUBSTITUTE HOUSE BILL NO. 1037, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 1104, by Representatives Ryu and Kloba

Extending the operation of the mortgage lending fraud prosecution account until June 30, 2027.

The measure was read the second time.

MOTION

On motion of Senator Mullet, the rules were suspended, House Bill No. 1104 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Mullet spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1104.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1104 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

HOUSE BILL NO. 1104, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1007, by House Committee on Health Care & Wellness (originally sponsored by Klippert, Slatter, Graham and Macri)

Concerning the completion of supervised experience through distance supervision.

The measure was read the second time.

MOTION

On motion of Senator Cleveland, the rules were suspended, Substitute House Bill No. 1007 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Cleveland and Muzzall spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute House Bill No. 1007.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1007 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SUBSTITUTE HOUSE BILL NO. 1007, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

Pursuant to Article 2, Section 32 of the State Constitution and Senate Rule 1(5), the President announced the signing of and thereupon did sign in open session:

SUBSTITUTE SENATE BILL NO. 5267.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1070, by House Committee on Finance (originally sponsored by Ryu, Macri, Walen, Chopp, Santos, Fitzgibbon, Ramel, Wylie, Ramos, Bateman, Tharinger, Simmons, Kloba, Peterson, Gregerson, Goodman, Sells, Bronoske, Valdez, Callan, Hackney, Cody, Ormsby, Riccelli, Springer, Fey, Davis, Pollet and Harris-Talley)

Modifying allowed uses of local tax revenue for affordable housing and related services to include the acquisition and construction of affordable housing and facilities.

The measure was read the second time.

MOTION

Senator Short moved that the following floor amendment no. 490 by Senator Short be adopted:

On page 3, line 28, after "limits." insert "A county or a city must provide public notice and a public hearing prior to acquiring any facilities authorized under subsection (2)(a) of this section."

On page 7, line 28, after "youth" insert ". A county or a city must provide public notice and a public hearing prior to acquiring any facilities authorized under this subsection (3)(d)(ii)(A)."

Senator Short spoke in favor of adoption of the amendment.

WITHDRAWAL OF AMENDMENT

On motion of Senator Short and without objection, floor amendment no. 490 by Senator Short on page 3, line 28 to Engrossed Substitute House Bill No. 1070 was withdrawn.

MOTION

On motion of Senator Kuderer, the rules were suspended, Engrossed Substitute House Bill No. 1070 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Fortunato and Kuderer spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 1070.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1070 and the bill passed the Senate by the following vote: Yeas, 36; Nays, 13; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Fortunato, Frockt, Gildon,

SEVENTY NINTH DAY, MARCH 30, 2021

Hasegawa, Hobbs, Holy, Hunt, Keiser, King, Kuderer, Liias, Lovelett, Mullet, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Sheldon, Short, Stanford, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Brown, Dozier, Ericksen, Hawkins, Honeyford, McCune, Muzzall, Padden, Schoesler, Wagoner, Warnick, Wilson, J. and Wilson, L.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1070, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

HOUSE BILL NO. 1378, by Representatives Ybarra, Cody and Dolan

Concerning the supervision of medical assistants.

The measure was read the second time.

MOTION

On motion of Senator Cleveland, the rules were suspended, House Bill No. 1378 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Cleveland and Muzzall spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1378.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1378 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Dozier, Ericksen, Fortunato, Frockt, Gildon, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

HOUSE BILL NO. 1378, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

ENGROSSED HOUSE BILL NO. 1090, by Representatives

2021 REGULAR SESSION

Ortiz-Self, Fey, Fitzgibbon, J. Johnson, Ramos, Tharinger, Simmons, Ramel, Senn, Peterson, Gregerson, Ryu, Valdez, Callan, Kloba, Young, Hackney, Chopp, Lovick, Ormsby, Stonier, Frame, Santos, Macri, Orwall, Davis, Pollet and Harris-Talley

Concerning private, for-profit detention facilities.

The measure was read the second time.

MOTION

On motion of Senator Darneille, the rules were suspended, Engrossed House Bill No. 1090 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Darneille, Kuderer and Wellman spoke in favor of passage of the bill.

Senators Gildon, McCune, Schoesler, Padden, Fortunato and Honeyford spoke against passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed House Bill No. 1090.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 1090 and the bill passed the Senate by the following vote: Yeas, 28; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Frockt, Hasegawa, Hobbs, Hunt, Keiser, Kuderer, Liias, Lovelett, Mullet, Nguyen, Nobles, Pedersen, Randall, Robinson, Rolfes, Saldaña, Salomon, Stanford, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Braun, Brown, Dozier, Ericksen, Fortunato, Gildon, Hawkins, Holy, Honeyford, King, McCune, Muzzall, Padden, Rivers, Schoesler, Sheldon, Short, Wagoner, Warnick, Wilson, J. and Wilson, L.

ENGROSSED HOUSE BILL NO. 1090, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:18 p.m., on motion of Senator Liias, the Senate adjourned until 9:00 o'clock p.m. Wednesday, March 31, 2021.

DENNY HECK, President of the Senate

BRAD HENDRICKSON, Secretary of the Senate

1007-S		1277-S2.E	
Second Reading	8	Introduction & 1st Reading.....	1
Third Reading Final Passage	8	1378	
1022		Second Reading	9
Other Action.....	5	Third Reading Final Passage	9
1034		1437	
Committee Report.....	1	Second Reading	7
1037-S		Third Reading Final Passage	7
Second Reading	7	5083	
Third Reading Final Passage	7	Second Reading	2
1042		5083-S	
Other Action.....	6	Other Action.....	3
Second Reading	6	Second Reading	2, 3, 4
Third Reading Final Passage	6	5083-S.E	
1055		Third Reading Final Passage	5
Second Reading	6	5262	
Third Reading Final Passage	6	Committee Report.....	1
1070-S.E		5267-S	
Other Action.....	8	President Signed.....	8
Second Reading	8	CHAPLAIN OF THE DAY	
Third Reading Final Passage	8	Fine, Mr. Geoffrey, Cantor, Temple Beth El,	
1090.E		Tacoma.....	1
Second Reading	9	FLAG BEARERS	
Third Reading Final Passage	9	Washington State Patrol Honor Guard	1
1104		GUESTS	
Second Reading	7	Mabanag-Heck, Mr. Kalani, Pledge of	
Third Reading Final Passage	8	Allegiance	1
1157-S2		WASHINGTON STATE SENATE	
Introduction & 1st Reading.....	1	Personal Privilege, Senator Frockt.....	5
1199.E		Personal Privilege, Senator Honeyford.....	5, 6
Second Reading	7	Remarks by Senator Liias	5
Third Reading Final Passage	7		