

SEVENTY FIRST DAY, MARCH 20, 2023

2023 REGULAR SESSION

SEVENTY FIRST DAY

AFTERNOON SESSION

Senate Chamber, Olympia
Monday, March 20, 2023

March 16, 2023

The Senate was called to order at 12:30 p.m. by the President Pro Tempore, Senator Keiser presiding. No roll call was taken.

MOTIONS

Pursuant to Rule 46, on motion of Senator Pedersen, and without objection, the Committee on Law & Justice was granted special leave to continue to meet during the day's floor session.

On motion of Senator Pedersen, 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 16, 2023

SB 5218 Prime Sponsor, Senator Padden: Providing a sales and use tax exemption for complex rehabilitation technology products. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5218 be substituted therefor, and the substitute bill do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

Referred to Committee on Rules for second reading.

March 16, 2023

SB 5258 Prime Sponsor, Senator Shewmake: Increasing the supply and affordability of condominium units and townhouses as an option for homeownership. Reported by Committee on Ways & Means

MAJORITY recommendation: That Second Substitute Senate Bill No. 5258 be substituted therefor, and the second substitute bill do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege and Wellman.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Wagoner.

Referred to Committee on Rules for second reading.

SB 5277 Prime Sponsor, Senator Wilson, L.: Extending tax preferences for dairy, fruit and vegetable, and seafood processors. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Torres; Van De Wege; Wagoner and Wellman.

MINORITY recommendation: Do not pass. Signed by Senator Hasegawa.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Saldaña.

Referred to Committee on Rules for second reading.

March 16, 2023

SB 5663 Prime Sponsor, Senator Warnick: Concerning abandoned vehicles sold at auctions conducted by registered tow truck operators. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5663 be substituted therefor, and the substitute bill do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Hasegawa.

Referred to Committee on Rules for second reading.

March 16, 2023

SB 5689 Prime Sponsor, Senator Stanford: Providing a sales and use tax exemption related to internet and telecommunications infrastructure projects involving a federally recognized Indian tribe. Reported by Committee on Ways & Means

MAJORITY recommendation: That Second Substitute Senate Bill No. 5689 be substituted therefor, and the second substitute bill do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

MINORITY recommendation: Do not pass. Signed by Senator Schoesler, Ranking Member, Capital.

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Referred to Committee on Rules for second reading.

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SB 5748 Prime Sponsor, Senator Muzzall: Clarifying the excise tax treatment of meals furnished to tenants of senior living communities as part of their rental agreement. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5748 be substituted therefor, and the substitute bill do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

Referred to Committee on Rules for second reading.

March 17, 2023

HB 1031 Prime Sponsor, Representative Low: Modifying medal of valor award presentation requirements. Reported by Committee on State Government & Elections

MAJORITY recommendation: Do pass. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato; Hasegawa and Kuderer.

Referred to Committee on Rules for second reading.

March 17, 2023

2SHB 1039 Prime Sponsor, Committee on Appropriations: Concerning physical therapists performing intramuscular needling. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass as amended. Signed by Senators Robinson, Vice Chair; Muzzall, Assistant Ranking Member; Cleveland, Chair; Conway; Dhingra; Holy; Padden; Randall and Van De Wege.

Referred to Committee on Rules for second reading.

March 17, 2023

EHB 1210 Prime Sponsor, Representative Rude: Concerning the recording of school board meetings. Reported by Committee on State Government & Elections

MAJORITY recommendation: Do pass. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato; Hasegawa and Kuderer.

Referred to Committee on Rules for second reading.

March 17, 2023

HB 1221 Prime Sponsor, Representative Stearns: Concerning the privacy of lottery players. Reported by Committee on State Government & Elections

MAJORITY recommendation: Do pass. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato; Hasegawa and Kuderer.

Referred to Committee on Rules for second reading.

March 17, 2023

HB 1259 Prime Sponsor, Representative Abbarno: Updating the executive team of the office of the secretary of state by adding signing authority to the chief of staff position. Reported by Committee on State Government & Elections

MAJORITY recommendation: Do pass. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato; Hasegawa and Kuderer.

Referred to Committee on Rules for second reading.

March 16, 2023

EHB 1336 Prime Sponsor, Representative Stokesbary: Splitting the volunteer firefighters' and reserve officers' relief and pension principal fund into two accounts. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

Referred to Committee on Rules for second reading.

March 16, 2023

SHB 1346 Prime Sponsor, Committee on Education: Creating the purple star award. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass as amended. Signed by Senators Wellman, Chair; Nobles, Vice Chair; Wilson, C., Vice Chair; Hawkins, Ranking Member; Dozier; Hunt; McCune and Pedersen.

Referred to Committee on Rules for second reading.

March 17, 2023

ESHB 1361 Prime Sponsor, Committee on Appropriations: Updating statutes related to state employment by removing obsolete language, eliminating unnecessary reports, conforming a reporting period to fiscal year, and modernizing employee pay procedures. Reported by Committee on State Government & Elections

MAJORITY recommendation: Do pass. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato and Kuderer.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Hasegawa.

Referred to Committee on Rules for second reading.

March 17, 2023

HB 1471 Prime Sponsor, Representative Stearns: Modifying state procurement procedures for competitive, sole source, convenience, and emergency goods and services contracts. Reported by Committee on State Government & Elections

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MAJORITY recommendation: Do pass as amended. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato; Hasegawa and Kuderer.

Referred to Committee on Rules for second reading.

March 16, 2023

HB 1481 Prime Sponsor, Representative Cortes: Permitting general authority peace officers certificated by the criminal justice training commission and employed on a full-time basis by the government of a federally recognized tribe to participate in the law enforcement officers' and firefighters' retirement system plan 2. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

Referred to Committee on Rules for second reading.

March 17, 2023

2SHB 1639 Prime Sponsor, Committee on Appropriations: Concerning the Billy Frank Jr. national statutory hall selection committee. Reported by Committee on State Government & Elections

MAJORITY recommendation: Do pass. Signed by Senators Valdez, Vice Chair; Wilson, J., Ranking Member; Hunt, Chair; Dozier; Fortunato; Hasegawa and Kuderer.

Referred to Committee on Ways & Means.

March 16, 2023

SHB 1764 Prime Sponsor, Committee on Finance: Establishing a method of valuing asphalt and aggregate used in public road construction for purposes of taxation. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

MINORITY recommendation: Do not pass. Signed by Senator Hasegawa.

Referred to Committee on Rules for second reading.

March 16, 2023

SHB 1784 Prime Sponsor, Committee on Appropriations: Concerning hunger relief. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

Referred to Committee on Rules for second reading.

March 16, 2023

EHB 1797 Prime Sponsor, Representative Cheney: Concerning residential real estate appraisers being allowed to complete real property evaluations. Reported by Committee on Business, Financial Services, Gaming & Trade

MAJORITY recommendation: Do pass as amended. Signed by Senators Stanford, Chair; Frame, Vice Chair; Dozier, Ranking Member; Boehnke; Gildon; Hasegawa; Lovick and MacEwen.

Referred to Committee on Rules for second reading.

March 16, 2023

SHB 1804 Prime Sponsor, Committee on Appropriations: Concerning eligibility for participation in the public employees' benefits board for retired or disabled employees of counties, municipalities, and other political subdivisions. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Schoesler, Ranking Member, Capital; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

Referred to Committee on Rules for second reading.

March 16, 2023

SGA 9332 MATTHEW V. RANDAZZO, appointed on March 2, 2023, for the term ending March 1, 2029, as Member of the Board of Tax Appeals. Reported by Committee on Ways & Means

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Rolfes, Chair; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member, Operating; Gildon, Assistant Ranking Member, Operating; Warnick, Assistant Ranking Member, Capital; Billig; Boehnke; Braun; Conway; Dhingra; Hasegawa; Hunt; Keiser; Muzzall; Nguyen; Pedersen; Saldaña; Torres; Van De Wege; Wagoner and Wellman.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Schoesler, Ranking Member, Capital.

Referred to Committee on Rules for second reading.

MOTIONS

SEVENTY FIRST DAY, MARCH 20, 2023

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

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

INTRODUCTION AND FIRST READING

HB 1018 by Representatives Tharinger, Chapman, Orcutt, Abbarno, Fey, Ryu and Wylie

AN ACT Relating to changing the expiration date for the sales and use tax exemption of hog fuel to comply with the 2045 deadline for fossil fuel-free electrical generation in Washington state and to protect jobs with health care and retirement benefits in economically distressed communities; amending RCW 82.08.956, 82.12.956, and 82.32.605; creating new sections; and providing expiration dates.

Referred to Committee on Ways & Means.

ESHB 1175 by House Committee on Appropriations (originally sponsored by Doglio, Dye and Leavitt)

AN ACT Relating to creating a state financial assurance program for petroleum underground storage tanks; amending RCW 82.23A.020; reenacting and amending RCW 70A.325.020 and 43.79A.040; adding a new chapter to Title 70A RCW; prescribing penalties; providing an effective date; and providing expiration dates.

Referred to Committee on Environment, Energy & Technology.

SHB 1318 by House Committee on Finance (originally sponsored by Ormsby, Springer, Volz, Graham, Riccelli, Reeves and Leavitt)

AN ACT Relating to retail sales tax exemptions for certain aircraft maintenance and repair; amending RCW 82.08.025661; creating a new section; and providing an expiration date.

Referred to Committee on Ways & Means.

ESHB 1371 by House Committee on Finance (originally sponsored by Barkis, Leavitt, Orcutt, Fey, Barnard, Chapman, Low, Connors, Goehner, Chambers, Chandler, Couture, Griffey, Hutchins, Robertson, Volz, Walsh, Christian, Doglio, Schmick and Gregerson)

AN ACT Relating to government incentives for improving freight railroad infrastructure; adding new sections to chapter 82.04 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding new sections to chapter 82.16 RCW; creating new sections; providing an effective date; and providing expiration dates.

Referred to Committee on Business, Financial Services, Gaming & Trade.

SHB 1431 by House Committee on Finance (originally sponsored by Timmons, Stokesbary, Springer, Corry, Stonier, Abbarno, Rule, Schmick, Street, Fitzgibbon, Jacobsen, Harris, Hutchins, Riccelli, McEntire, Maycumber, Bronoske, Ramel, Robertson, Taylor, Simmons, Tharinger, Berry, Caldier, Reeves, Ortiz-

Self, Thai, Christian, Kloba, Bateman, Gregerson, Barnard, Pollet, Reed, Ormsby, Doglio and Cheney)

AN ACT Relating to clarifying that meals furnished to tenants of senior living communities as part of their rental agreement are not subject to sales and use tax; amending RCW 82.04.040 and 82.04.040; adding a new section to chapter 82.12 RCW; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Ways & Means.

HB 1573 by Representatives Rule, Corry, Timmons, Leavitt, Walen, Shavers, Lekanoff, Chapman, Dye, Springer, Reeves, Barnard, Eslick and Sandlin

AN ACT Relating to extending tax preferences for dairy, fruit and vegetable, and seafood processors; amending RCW 82.04.4268, 82.04.4266, 82.04.4269, and 82.04.260; creating a new section; and providing expiration dates.

Referred to Committee on Ways & Means.

SHB 1711 by House Committee on Finance (originally sponsored by Chapman, Tharinger, Lekanoff, Ryu, Callan, Reed, Volz, Kloba, Stearns, Stokesbary and Santos)

AN ACT Relating to providing a sales and use tax exemption related to internet and telecommunications infrastructure projects involving a federally recognized Indian tribe; adding new sections to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Ways & Means.

SHB 1729 by House Committee on Finance (originally sponsored by Abbarno, Klicker, Volz, Orcutt, Schmidt and Cheney)

AN ACT Relating to creating and expanding tax incentives for the research, development, production, and sale of hydrogen fuel products in Washington state; adding new sections to chapter 82.04 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Environment, Energy & Technology.

SHB 1756 by House Committee on Finance (originally sponsored by Ramel, Klicker, Duerr, Rude, Schmidt, Reed, Kloba, Doglio, Senn, Ryu and Macri)

AN ACT Relating to supporting clean energy through tax changes that increase revenue to local governments, schools, and impacted communities; adding a new section to chapter 84.36 RCW; adding a new chapter to Title 82 RCW; and creating new sections.

Referred to Committee on Environment, Energy & Technology.

SHB 1768 by House Committee on Finance (originally sponsored by Shavers, Barnard, Chapman and Ramel)

AN ACT Relating to exempting certain sales of electricity to qualifying green businesses from the public utilities tax; adding a new section to chapter 82.16 RCW; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Environment, Energy & Technology.

EHB 1812 by Representatives Springer, Stokesbary, Chopp and Chapman

AN ACT Relating to continuing the business and occupation tax deduction for federal funds received from a medicaid transformation or demonstration project or medicaid quality improvement program or standard; and amending RCW 82.04.43395.

Referred to Committee on Health & Long-Term Care.

MOTIONS

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

At 12:32 p.m., on motion of Senator Pedersen, the Senate adjourned until 12:30 p.m. Tuesday, March 21, 2023.

KAREN KEISER, President Pro Tempore of the Senate

SARAH BANNISTER, Secretary of the Senate

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