

## TWENTIETH DAY

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MORNING SESSION

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Senate Chamber, Olympia  
Tuesday, March 29, 2016

The Senate was called to order at 11:00 o'clock a.m. by the President Pro Tempore, Senator Roach presiding.

The Secretary called the roll and announced to the President Pro Tempore that all Senators were present with the exceptions of Senators Chase, Hargrove, Jayapal and Ranker.

The Sergeant at Arms Color Guard consisting of Mr. Steve Jones and Mr. Brian Sims, presented the Colors.

The prayer was offered by Senator Angel.

## MOTION

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

## MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the eighth order of business.

## MOTION

Senator Rivers moved adoption of the following resolution:

SENATE RESOLUTION  
8740

By Senators Rivers, Cleveland, Keiser, Fraser, Sheldon, and King

WHEREAS, John McKibbin was one of Clark County's most well-known and, more importantly, well-respected citizens, serving in many leadership positions for decades; and

WHEREAS, John was a Clark County resident since 1969 and taught at Vancouver's Columbia River High School before becoming a 49th District legislator in 1974, serving two terms in the House of Representatives, and then a Clark County Commissioner in 1978, winning with an impressive 71 percent of the vote; and

WHEREAS, Upon leaving elected office in 1990, John dedicated himself to serving Clark County through volunteer work that included serving as president and chief executive officer of the Greater Vancouver Chamber of Commerce; and

WHEREAS, John's latest effort to encourage greater public engagement in southwest Washington was his founding of Identity Clark County and Leadership Clark County; and

WHEREAS, John combined an enthusiasm for life with seemingly endless energy and that rare ability to reach across divides and disagreements to bring people together, particularly when the cause was the betterment of his community; and

WHEREAS, John was always the visionary and at the end of his life was organizing a diverse group of southwest Washington business and education leaders to implement "The Pearson Field Initiative," a STEM-based education opportunity centered on aerospace and aviation careers at Vancouver's Pearson Field; and

WHEREAS, John loved aviation and his early 1940s North American AT-6A, with its polished aluminum body and bright red nose and tail, and was a passionate member of, and advocate

for, the Pearson Field community; and

WHEREAS, John never did anything halfway, was never at a loss for words, and never met a challenge he could not overcome, and will be remembered by many in Clark County as an amazing strategic thinker who always had time for everyone; and

WHEREAS, John was a man of strong faith and a dedicated husband who lit up at the very mention of his beloved wife Nancy, to whom he was married for more than 40 years, as well as a proud father of Megan and Jennifer and a grandfather, to which family we extend our most heartfelt sympathies; and

WHEREAS, We also extend our deepest sympathies to the family of Irene Mustain, who was the passenger on John's plane and for whom he was performing his final selfless act of service to the widow of a United States Air Force veteran;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate honor and remember the life and legacy of John McKibbin, dedicated public servant and leader, who will be missed by his family, friends, and those who had the good fortune of meeting him and working with him; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to John McKibbin's wife, Nancy McKibbin; and to his two daughters, Megan and Jennifer.

Senators Rivers, Cleveland and Fraser spoke in favor of adoption of the resolution.

The President Pro Tempore declared the question before the Senate to be the adoption of Senate Resolution No. 8740.

The motion by Senator Rivers carried and the resolution was adopted by voice vote.

## MOTION

At 11:20 a.m., on motion of Senator Fain, the Senate was declared to be at ease for the purpose of a meeting of the Committee on Rules.

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AFTERNOON SESSION

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The Senate was called to order at 3:36 p.m. by the President Pro Tempore, Senator Roach presiding.

## MOTION

On motion of Senator Fain, and without objection, the Senate reverted to the fourth order of business.

## MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House has passed:

ENGROSSED HOUSE BILL NO. 1465,

SECOND ENGROSSED SUBSTITUTE HOUSE BILL

NO. 2376

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

## MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House has passed:

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO.  
1713,ENGROSSED SECOND SUBSTITUTE HOUSE BILL  
NO. 1725

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

## MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the fifth order of business.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

E3SHB 1713 by House Committee on Appropriations  
(originally sponsored by Representatives Cody, Harris,  
Jinkins, Moeller, Tharinger, Appleton, Ortiz-Self and  
Pollet)

AN ACT Relating to integrating the treatment systems for mental health and chemical dependency; amending RCW 70.96A.140, 70.96A.145, 71.05.010, 71.05.025, 71.05.026, 71.05.050, 71.05.120, 71.05.132, 71.05.150, 71.05.150, 71.05.153, 71.05.153, 71.05.154, 71.05.156, 71.05.157, 71.05.160, 71.05.170, 71.05.180, 71.05.190, 71.05.195, 71.05.201, 71.05.203, 71.05.210, 71.05.212, 71.05.214, 71.05.215, 71.05.220, 71.05.230, 71.05.235, 71.05.240, 71.05.240, 71.05.280, 71.05.290, 71.05.300, 71.05.320, 71.05.320, 71.05.325, 71.05.340, 71.05.585, 71.05.590, 71.05.590, 71.05.360, 71.05.380, 71.05.435, 71.05.530, 71.05.560, 71.05.620, 71.05.700, 71.05.705, 71.05.745, 71.05.750, 71.34.020, 71.34.305, 71.34.375, 71.34.385, 71.34.400, 71.34.410, 71.34.420, 71.34.500, 71.34.520, 71.34.600, 71.34.630, 71.34.650, 71.34.660, 71.34.700, 71.34.700, 71.34.710, 71.34.710, 71.34.720, 71.34.720, 71.34.740, 71.34.740, 71.34.750, 71.34.750, 71.34.760, 71.34.780, 71.34.780, 9.41.098, 4.24.558, 5.60.060, 9.41.280, 9.95.143, 10.77.010, 10.77.025, 10.77.027, 10.77.060, 10.77.065, 10.77.084, 10.77.088, 11.92.190, 43.185C.255, 18.83.110, 43.20A.025, 70.48.475, 70.97.010, 71.05.660, 71.24.045, 71.24.330, 71.32.080, 71.32.140, 71.32.150, 72.09.315, 72.09.370, 43.185C.305, 74.50.070, 71.24.025, 71.24.035, 70.96A.050, 71.24.037, 70.96A.090, 71.24.385, 70.96A.035, 70.96C.010, 70.96A.037, 70.96A.047, 70.96A.055, 70.96A.087, 70.96A.170, 70.96A.400, 70.96A.800, 70.96A.905, 71.24.300, 71.24.350, 9.94A.660, 10.05.020, 10.05.030, 10.05.150, 70.96C.020, 46.61.5055, 46.61.5056, and 82.04.4277; reenacting and amending RCW 70.96A.020, 71.05.020, 71.05.210, 71.34.730, 70.02.010, 70.02.230, 71.24.025, and 70.96A.350; adding new sections to chapter 71.05 RCW; adding new sections to chapter 71.24 RCW; adding a new section to chapter 72.09 RCW; creating new sections; recodifying RCW 70.96A.035, 70.96A.037, 70.96A.040, 70.96A.043, 70.96A.047, 70.96A.050, 70.96A.055, 70.96A.080, 70.96A.085, 70.96A.087, 70.96A.090, 70.96A.100, 70.96A.170, 70.96A.190, 70.96A.350, 70.96A.400, 70.96A.410, 70.96A.420, 70.96A.430, 70.96A.500, 70.96A.510, 70.96A.520, 70.96A.800,

70.96A.905, 70.96C.010, and 70.96C.020; decodifying RCW 43.135.03901; repealing RCW 70.96A.011, 70.96A.020, 70.96A.095, 70.96A.096, 70.96A.097, 70.96A.110, 70.96A.120, 70.96A.140, 70.96A.141, 70.96A.142, 70.96A.145, 70.96A.148, 70.96A.155, 70.96A.157, 70.96A.160, 70.96A.180, 70.96A.230, 70.96A.235, 70.96A.240, 70.96A.245, 70.96A.250, 70.96A.255, 70.96A.260, 70.96A.265, 70.96A.910, 70.96A.915, 70.96A.920, 70.96A.930, 70.96B.010, 70.96B.020, 70.96B.030, 70.96B.040, 70.96B.045, 70.96B.050, 70.96B.060, 70.96B.070, 70.96B.080, 70.96B.090, 70.96B.100, 70.96B.110, 70.96B.120, 70.96B.130, 70.96B.140, 70.96B.150, 70.96B.800, 71.05.032, 70.96A.010, 70.96A.030, 70.96A.045, 70.96A.060, 70.96A.150, 70.96A.300, 70.96A.310, 70.96A.320, and 70.96A.325; providing effective dates; providing expiration dates; and declaring an emergency.  
BOOST.

E2SHB 1725 by House Committee on Appropriations  
(originally sponsored by Representatives Cody and  
Tharinger)

AN ACT Relating to the consumer's right to assign hours to individual providers and the department of social and health services' authority to adopt rules related to payment of individual providers; amending RCW 74.39A.270; creating a new section; and declaring an emergency.  
BOOST.

E2SHB 2376 by House Committee on Appropriations  
(originally sponsored by Representatives Dunshee and  
Chandler)

AN ACT Relating to fiscal matters; amending RCW 19.02.210, 28B.122.050, 38.52.105, 41.80.010, 43.79.201, 43.79.460, 43.350.070, 43.372.070, 46.08.160, 46.08.170, 69.50.530, and 77.12.201; amending 2015 3rd sp.s. c 4 ss 101, 102, 103, 104, 105, 106, 107, 108, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 601, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 701, 704, 705, 712, 725, 714, 722, 801, 802, 803, 805, and 938 (uncodified); adding a new section to chapter 43.79 RCW; adding new sections to 2015 3rd sp.s. c 4 (uncodified); creating a new section; repealing 2015 3rd sp.s. c 4 s 715 (uncodified); making appropriations; and declaring an emergency.  
BOOST.

## MOTION

On motion of Senator Fain, and without objection, under suspension of the rules Engrossed Third Substitute House Bill No. 1713, Engrossed Second Substitute House Bill No. 1725 and Second Engrossed Substitute House Bill No. 2376 were placed on the second reading calendar.

## MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 5928, by Senator Dammeier

Relating to education. Revised for 1st Substitute: Authorizing Bellevue college to offer bachelor of science degrees in computer science.

On motion of Senator Bailey, Substitute Senate Bill No. 5928 was substituted for Senate Bill No. 5928 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Rolfes moved that the following amendment no. 770 by Senator Rolfes be adopted:

On page 1, after line 14, insert the following:

**"NEW SECTION. Sec. 2.** (1) The student achievement council, in collaboration with the state board for community and technical colleges and the statewide faculty union organizations, shall study the benefit of allowing community and technical colleges to offer baccalaureate degrees. The study must analyze baccalaureate degree demand compared to the populations served by current baccalaureate degree programs. The study must also include a discussion of alternatives regarding the following:

(a) Pricing and cost models addressing different levels of tuition and state support and in relation to the goal of increasing the number of courses taught by full-time tenure track faculty;

(b) Providing adequate student advising and support services to ensure student success, including financial aid and other financial support services;

(c) Accreditation and academic quality, including acceptance of applied baccalaureate and baccalaureate degrees offered by community and technical colleges for purposes of postgraduate programs and employer demand;

(d) Regional demand for additional baccalaureate degrees, including areas underserved by the public and private nonprofit four-year institutions of higher education; and

(e) Any other factors that the student achievement council or the state board for community and technical colleges deems relevant.

(2) The student achievement council shall conduct the study using existing resources, but may contract with a third-party organization, or request assistance from faculty and graduate research students from the institutions of higher education, for research and analysis services.

(3) The student achievement council shall report the study to the appropriate policy and fiscal committees of the legislature by November 1, 2018, in accordance with the reporting requirements in RCW 43.01.036.

(4) This section expires August 1, 2019."

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

On page 1, line 2 of the title, after "28B.15.069;" strike "and" and on line 3 of the title, after "RCW" insert "creating a new section; and providing an expiration date"

Senator Rolfes spoke in favor of adoption of the amendment. Senator Bailey spoke against adoption of the amendment.

The President Pro Tempore declared the question before the Senate to be the adoption of amendment no. 770 by Senator Rolfes on page 1, after line 14 to Substitute Senate Bill No. 5928.

The motion by Senator Rolfes did not carry and amendment

no. 770 was not adopted by voice vote.

On motion of Senator Bailey, the rules were suspended, Substitute Senate Bill No. 5928 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Bailey, Mullet, Baumgartner, Habib, Becker and Frockt spoke in favor of passage of the bill.

Senators Darneille and Hasegawa spoke against the passage of the bill.

MOTION

On motion of Senator Habib, and without objection, Senators Chase, Hargrove, Jayapal and Ranker were excused.

MOTION

On motion of Senator Habib, and without objection, Senator Benton was excused.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5928.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5928 and the bill passed the Senate by the following vote: Yeas, 42; Nays, 3; Absent, 0; Excused, 4.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Carlyle, Cleveland, Dammeier, Dansel, Erickson, Fain, Fraser, Frockt, Habib, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Lias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, O'Ban, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Voting nay: Senators Conway, Darneille and Hasegawa  
Excused: Senators Chase, Hargrove, Jayapal and Ranker

SUBSTITUTE SENATE BILL NO. 5928, 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

SENATE BILL NO. 6657, by Senators Parlette, Hargrove and Hobbs

Relating to wildfire management. Revised for 1st Substitute: Concerning wildfire management.

MOTION

On motion of Senator Fain, Substitute Senate Bill No. 6657 was substituted for Senate Bill No. 6657 and the substitute bill was placed on the second reading and read the second time.

MOTION

On motion of Senator Fain, further consideration of Substitute Senate Bill No. 6657 was deferred and the bill held its place on the second reading calendar.

MOTION



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Schoesler, Rivers and Darneille spoke in favor of passage of the bill.

Senators Mullet, Rolfes, Padden, Dansel and Conway spoke against passage of the bill.

#### MOTION

On motion of Senator Fain, and without objection, Senator Benton was excused.

The President Pro Tempore declared the question before the Senate to be the final passage of Second Engrossed Substitute House Bill No. 2376.

#### ROLL CALL

The Secretary called the roll on the final passage of Second Engrossed Substitute House Bill No. 2376 and the bill passed the Senate by the following vote: Yeas, 27; Nays, 17; Absent, 0; Excused, 5.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Braun, Brown, Dammeier, Darneille, Ericksen, Fain, Hewitt, Hill, Hobbs, Honeyford, King, Litzow, Miloscia, Nelson, O'Ban, Parlette, Pearson, Rivers, Roach, Schoesler, Sheldon, Takko and Warnick

Voting nay: Senators Billig, Carlyle, Cleveland, Conway, Dansel, Fraser, Frockt, Habib, Hasegawa, Keiser, Lias, McAuliffe, McCoy, Mullet, Padden, Pedersen and Rolfes

Excused: Senators Benton, Chase, Hargrove, Jayapal and Ranker

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 2376, 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

On motion of Senator Rivers, and without objection, Senator O'Ban was excused.

#### SECOND READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1725, by Representatives Cody and Tharinger

Concerning a consumer's right to assign hours to individual providers and the department of social and health services' authority to establish criteria regarding the payment of individual providers. Revised for 2nd Substitute: Concerning the consumer's right to assign hours to individual providers and the department of social and health services' authority to adopt rules related to payment of individual providers.

The measure was read the second time.

#### MOTION

On motion of Senator Braun, the rules were suspended, Engrossed Second Substitute House Bill No. 1725 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Braun spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the

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Senate to be the final passage of Engrossed Second Substitute House Bill No. 1725.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute House Bill No. 1725 and the bill passed the Senate by the following vote: Yeas, 42; Nays, 1; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Lias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Voting nay: Senator Dansel

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1725, 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 SUBSTITUTE HOUSE BILL NO. 2450, by House Committee on Health Care & Wellness (originally sponsored by Representatives Tharinger, Short, Cody, Schmick, Jinkins and Blake)

Allowing critical access hospitals participating in the Washington rural health access preservation pilot to resume critical access hospital payment and licensure.

The measure was read the second time.

#### MOTION

On motion of Senator Becker, the rules were suspended, Engrossed Substitute House Bill No. 2450 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

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

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 2450.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 2450 and the bill passed the Senate by the following vote: Yeas, 43; Nays, 0; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Lias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban

and Ranker

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2450, 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

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 2778, by House Committee on Transportation (originally sponsored by Representatives Fey, Orcutt, Clibborn, McBride, Moscoso, Hickel, Stambaugh, Bergquist, Tharinger and Tarleton)

Modifying retail sales and use tax exemption criteria for certain clean alternative fuel vehicles.

The measure was read the second time.

#### WITHDRAWAL OF AMENDMENT

On motion of Senator Mullet, and without objection, the following amendment no. 773 by Senator Mullet to Second Engrossed Substitute House Bill No. 2778 was withdrawn.

On page 3, beginning on line 7, after "if" strike all material through "dollars" on line 10 and insert "the purchaser of the vehicle has a gross annual income as determined by the amount reported on the purchaser's most recently filed federal tax return as of the date of sale that exceeds one hundred fifty thousand dollars for single filers, two hundred thousand dollars for head-of-household filers, or two hundred fifty thousand dollars for joint filers"

On page 3, beginning on line 31, after "if" strike all material through "dollars" on line 35 and insert "the lessee of the vehicle has a gross annual income as determined by the amount reported on the lessee's most recently filed federal tax return as of the date the lease agreement is signed that exceeds one hundred fifty thousand dollars for single filers, two hundred thousand dollars for head-of-household filers, or two hundred fifty thousand dollars for joint filers"

On page 3, beginning on line 36, strike all of subsection (f)

On page 6, beginning on line 32, after "if" strike all material through "dollars" on line 37 and insert "the purchaser or the lessee of the vehicle has a gross annual income as determined by the amount reported on the purchaser's or lessee's most recently filed federal tax return as of the date of sale or the date the lease agreement is signed that exceeds one hundred fifty thousand dollars for single filers, two hundred thousand dollars for head-of-household filers, or two hundred fifty thousand dollars for joint filers"

#### MOTION

On motion of Senator King, the rules were suspended, Second Engrossed Substitute House Bill No. 2778 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators King and Liias spoke in favor of passage of the bill.

Senators Dinsel, Mullet, Angel and Erickson spoke against passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Second Engrossed Substitute House Bill No. 2778.

#### ROLL CALL

The Secretary called the roll on the final passage of Second Engrossed Substitute House Bill No. 2778 and the bill passed the Senate by the following vote: Yeas, 28; Nays, 15; Absent, 0; Excused, 6.

Voting yea: Senators Bailey, Becker, Billig, Braun, Cleveland, Conway, Dammeier, Darneille, Fain, Fraser, Habib, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Nelson, Parlette, Pedersen, Rivers, Rolfes, Takko and Warnick

Voting nay: Senators Angel, Baumgartner, Brown, Carlyle, Dinsel, Erickson, Frockt, Hasegawa, Hewitt, Mullet, Padden, Pearson, Roach, Schoesler and Sheldon

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 2778, 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

SENATE BILL NO. 6656, by Senators Hill, Hargrove, Ranker, Darneille, Parlette, Becker, Braun, Fain and Bailey

Concerning state hospital practices.

#### MOTION

On motion of Senator Hill, Substitute Senate Bill No. 6656 was substituted for Senate Bill No. 6656 and the substitute bill was placed on the second reading and read the second time.

#### MOTION

Senator Hill moved that the following striking amendment no. 771 by Senator Hill be adopted:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 71.24 RCW to read as follows:

The legislature finds that the growing demand for state hospital beds has strained the state's capacity to meet the demand while providing for a sufficient workforce to operate the state hospitals safely. It is the intent of the legislature that the executive and legislative branches work collaboratively to maximize access to, safety of, and the therapeutic role of the state hospitals to best serve patients while ensuring the safety of patients and employees.

NEW SECTION. Sec. 2. A new section is added to chapter 71.24 RCW to read as follows:

(1) The legislature intends to explore the option of changing the current financing structure and financial incentives for state hospital civil bed utilization by providing behavioral health organizations and full integration entities under RCW 71.24.380 with the state funds necessary to purchase a number of days of care at a state hospital equivalent to the current allocation model, instead of providing state hospital bed allocations under RCW 71.24.310. Such funds would be available to purchase state hospital beds or for alternative uses such as to purchase beds in other locations, to invest in community services, and to invest in diversion from inpatient care. Behavioral health organizations and equivalent entities in full integration regions would be placed at risk for state hospital civil utilization for patients within their

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catchment areas, while receiving the means and opportunity to apply any savings resulting from reduced state hospital utilization directly to the service of clients in the community. This policy option is intended to incentivize behavioral health organizations and entities in full integration regions to increase their utilization management efforts, develop additional capacity for hospital diversion, and increase their capacity to safely serve complex clients in the community.

(2) To further these ends, the department must develop a detailed transition plan in collaboration with its actuarial consultant and the external consultant to examine the current configuration and financing of state hospitals under section 5 of this act and with the regular input of behavioral health organizations, full integration regions, and other stakeholders. The transition plan shall include but not be limited to consideration of the following:

(a) A methodology for division of the current state hospital beds between each of the behavioral health organizations and full integration regions. The methodology must consider two options: (i) A method which allocates the resources supporting state hospital bed utilization solely among behavioral health organizations and full integration regions; and (ii) a method which allocates a portion of the resources supporting state hospital bed utilization among behavioral health organizations and full integration regions, and the remainder to the state long-term care and developmental disabilities systems. The portion allocated to the state long-term care and developmental disability systems must correspond to state hospital bed utilization by patients whose primary community care needs after discharge will be funded by the state long-term care or developmental disability system, based on client history or a functional needs assessment, and include payment responsibility for the state hospital utilization by these patients;

(b) Development of payment rates for state hospital utilization that reflect financing, safety, and accreditation needs under the new system and ensure that necessary access to state hospital beds is maintained for behavioral health organizations and full integration regions;

(c) Maximizing federal participation for treatment and preserving access to funds through the disproportionate share hospital program under either methodology described under (a) of this subsection;

(d) Billing and reimbursement mechanisms;

(e) Discharge planning procedures that must be adapted to account for functional needs assessments upon admission;

(f) Identification of regional differences and challenges for implementation in different regional service areas;

(g) A means of tracking expenditures related to successful reductions of state hospital utilization by regional service areas and means to assure that the funds necessary to safely maintain gains in utilization reduction are protected;

(h) Recommendations for the timing of implementation including exploration of options for transition to full implementation through the use of smaller-scale pilots allowing for the creation of alternative placements outside the state hospitals such as step-down or transitional placements;

(i) The potential for adverse impacts on safety and a description of available methods to mitigate any risks for patients, behavioral health organizations, full integration regions, and the community; and

(j) An explanation of the benefits and disadvantages associated with the alternative methodologies described in (a) of this subsection.

(3) A preliminary draft of the transition plan must be submitted to the relevant committees of the legislature by November 15,

2016, for review by the select committee on quality improvement in state hospitals. The department shall consider the input of the committee and external stakeholders before submitting a final transition plan by December 30, 2016.

**NEW SECTION. Sec. 3.** (1) A select committee on quality improvement in state hospitals is established, composed of the following members:

(a) Four members of the senate, appointed by the president of the senate, consisting of the chairs and ranking members of the committee on health care and the committee on human services, mental health and housing, or their successor committees;

(b) Four members of the house of representatives, appointed by the speaker of the house of representatives, consisting of the chair and ranking members of the committee on health care and wellness and the committee on judiciary, or their successor committees;

(c) One member, appointed by the governor, representing the office of financial management; and

(d) Two nonvoting members, appointed by the governor, consisting of the secretary of the department of social and health services or a designee and the director of the department of labor and industries or a designee.

(2) The committee shall have two cochairs elected by the membership of the committee.

(3) The governor or a designee shall convene the initial meeting of the committee.

(4) Meetings of the committee shall be open to the public and shall provide an opportunity for public comment.

(5) Primary staff support for the committee must be provided by the office of financial management. Additional staff support may be provided by the office of program research and senate committee services.

(6) The committee shall meet, at a minimum, on a quarterly basis beginning April 2016, or as determined necessary by the committee cochairs.

(7) State agency representatives shall respond in a timely manner to data requests from the cochairs relating to the work of the committee.

(8) Legislative members of the committee must be 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.

(9) The expenses of the committee must be paid jointly by the senate and the house of representatives. Committee expenditures are subject to approval by the senate facilities and operations committee and the house of representatives executive rules committee, or their successor committees.

**NEW SECTION. Sec. 4.** The committee shall receive updates, monitor, and make recommendations to the governor, the office of financial management, and the legislature in the following areas, with respect to the state hospitals:

(1) Planning related to the appropriate role of the state hospitals in the state's mental health system, as well as state hospital structure, financing, staff composition, and workforce development needs to improve the quality of care, patient outcomes, safety, and operations of the state hospitals;

(2) Recommendations for the use of funds from the governor's behavioral health innovation fund created in section 6 of this act, taking into consideration the information and recommendations provided by the consultants identified in section 5 of this act and the quarterly implementation progress reports provided in section 8 of this act;

(3) Monitoring of process and outcome measures regarding the implementation of policies and appropriations passed by the legislature; and

(4) Reviewing findings by the department of health regarding the results of its survey of the state hospitals and the department of labor and industries concerning the safety of the state hospitals and compliance with follow-up recommendations for corrective action. These agencies shall report to the committee quarterly or as requested by the committee.

**NEW SECTION. Sec. 5.** (1) Long-term planning for the state hospitals and recommendations for the use of funds from the governor's behavioral health innovation fund created in section 6 of this act must be informed by the use of consultants who shall make recommendations to the governor, the legislature, and the committee by October 1, 2016. The committee shall review the selection of consultants and provide input into the prioritization of tasks.

(2) The office of financial management must contract for the services of an external consultant who will examine the current configuration and financing of the state hospital system. This consultant shall:

(a) Work with the department of social and health services to produce the detailed transition plan described in section 2 of this act;

(b) Work with the state hospitals, local governments, community hospitals, mental health providers, substance use disorder treatment providers, other providers, and behavioral health organizations to identify options and make recommendations related to:

(i) Identification of which populations are appropriately served at the state hospitals;

(ii) Identification of barriers to timely admission to the state hospitals of individuals who have been court ordered to ninety or one hundred eighty days of treatment under RCW 71.05.320;

(iii) Utilization of interventions to prevent or reduce psychiatric hospitalization;

(iv) Benefits and costs of developing and implementing step-down and transitional placements for state hospital patients;

(v) Whether discharges of patients take into consideration whether it is appropriate for the patient to return to the patient's original community considering the location of family and other natural supports, the availability of appropriate services, and the desires of the patients. The consultant must report whether the lack of resources in a patient's home community is a significant factor that causes barriers to discharge or frequently results in relocation of patients outside their home communities for posthospital care;

(vi) Optimization of continuity of care with community providers, including but not limited to coordination with any community behavioral health provider or evaluation and treatment facility that has treated the patient immediately prior to state hospital admission, and any provider that will serve the patient upon discharge from the state hospital;

(vii) Reduction of barriers to discharge, including options to:

(A) Ensure discharge planning begins at admission;

(B) Offer co-occurring substance use disorder treatment services at the state hospitals;

(C) Clarify and hold accountable state hospitals and behavioral health organizations for their respective roles in the discharge planning process, including development of community diversion and transition options;

(D) Include contract performance measures related to timely discharge planning in behavioral health organization contracts;

(E) Improve state monitoring and oversight of behavioral health organizations in their contracted responsibilities for developing an adequate network to meet the needs of their

communities;

(F) Incentivize the use of community resources when clinically appropriate; and

(G) Expedite discharge for individuals who are the responsibility of the long-term care or developmental disability systems, or who are not covered by medicaid, and assure financial responsibility to appropriate systems, including the potential necessity of other state-run facilities;

(viii) Planning for the long-term integration of physical and behavioral health services, including strategies for assessing risk for the utilization of state hospital beds to health plans contracted to provide the full range of physical and behavioral health services; and

(ix) Identification of the potential costs, benefits, and impacts associated with dividing one or both of the state hospitals into discrete hospitals to serve civil and forensic patients in separate facilities.

(3) The department of social and health services shall contract for the services of an academic or independent state hospitals psychiatric clinical care model consultant to examine the clinical role of staffing at the state hospitals.

(a) The consultant's analysis must include an examination of:

(i) The clinical models of care;

(ii) Current staffing models and recommended updates to the staffing model created under section 9(1) of this act;

(iii) Barriers to recruitment and retention of staff;

(iv) Creating a sustainable culture of wellness and recovery;

(v) Increasing responsiveness to patient needs;

(vi) Reducing wards to an appropriate size;

(vii) The use of interdisciplinary health care teams;

(viii) The appropriate staffing model and staffing mix to achieve optimal treatment outcomes considering patient acuity; and

(ix) Recommended practices to increase safety for staff and patients.

(b) To the extent that funding is appropriated for this purpose and necessary modification to labor practices are completed, the consultant shall assist the department of social and health services with implementation of recommended changes.

(4) The consultant services in this section shall be acquired with funds appropriated for this purpose and the contracts are exempt from the competitive solicitation requirements in RCW 39.26.125.

**NEW SECTION. Sec. 6.** The governor's behavioral health innovation fund is hereby created in the state treasury. Moneys in the fund may be spent only after appropriation. Only the director of financial management or the director's designee may authorize expenditures from the fund. Moneys in the fund are provided solely to improve quality of care, patient outcomes, patient and staff safety, and the efficiency of operations at the state hospitals.

**NEW SECTION. Sec. 7.** (1) The department of social and health services may apply to the office of financial management to receive funds from the governor's behavioral health innovation fund.

(2) The application must include proposals to increase the overall function of the state hospital system in one or more of the following categories:

(a) Instituting fund-shift pilot initiatives through contracts with behavioral health organizations or long-term care providers providing enhanced behavioral supports to move certain state hospital patients to alternative placements outside of the state hospital, contingent on federal funding. Proposals must include quality outcome measures and acuity-based staffing models of interdisciplinary teams designed for optimal treatment outcomes;

(b) Developing and utilizing step-down and transitional placements for state hospital patients;



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(c) Improving staff retention and recruiting;

(d) Increasing capacity and instituting other measures to reduce backlogs and wait lists in both the civil and forensic systems;

(e) Increasing stability and predictability in the state hospitals' operating costs and budgets;

(f) Making necessary practice and staffing changes, subject to collective bargaining;

(g) Improving safety for patients and staff;

(h) Increasing staff training;

(i) Improving the therapeutic environment; and

(j) Improving the provision of forensic mental health services.

(3) Application proposals must be based on the use of evidence-based practices, promising practices, or approaches that otherwise demonstrate quantifiable, positive results.

(4) Moneys from the governor's behavioral health innovation fund may not be used for compensation increases within the state hospitals.

(5) The office of financial management must consider input from the committee when awarding funding.

**NEW SECTION. Sec. 8.** The department of social and health services must provide quarterly implementation progress reports to the committee and the office of financial management that include at a minimum:

(1) The status of completing key activities, critical milestones, and deliverables over the prior period;

(2) Identification of specific barriers to completion of key activities, critical milestones, and deliverables and strategies that will be used for addressing these challenges;

(3) The most recent quarterly data on all performance measures and outcomes for which data is currently being collected, as well as any additional data requested by the committee; and

(4) The status of the adoption and implementation of the policies identified in section 9 of this act.

**NEW SECTION. Sec. 9.** The department of social and health services must assure that the state hospitals adopt and implement the following policies, subject to the availability of appropriated funding, and shall include information regarding the status of the adoption and implementation of these policies in its quarterly reports required under section 8 of this act:

(1) A standardized acuity-based staffing model employed at both facilities that recognizes the staffing level required based upon the type of patients served, the differences and constraints of the physical plant across hospitals and wards, and the full scope of practice of all credentialed health care providers, and that identifies the incorporation of these health care providers practicing to the maximum extent of their credential in interdisciplinary teams. The model shall recognize a role for advanced registered nurse practitioners and physician assistants to utilize the full scope of their practice as provided under section 12 of this act;

(2) A strategy with measurable, articulated steps for reducing the unnecessary utilization of state hospital beds and minimizing readmissions to evaluation and treatment facilities for state hospital patients;

(3) A program of appropriate safety training for state hospital staff;

(4) A plan to fully use appropriated funding for enhanced service facilities and other specialized community resources for placement of state hospital patients with conditions such as dementia, traumatic brain injury, or complex medical and physical needs requiring placement in a facility which offers significant assistance with activities of daily living; and

(5) A process for appeal to the secretary of the department of

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social and health services or the secretary's designee within fourteen days in cases where a behavioral health organization, other entities under RCW 71.24.380, or the state agency division responsible for the community care needs of the patient and the state hospital treatment team are unable to reach a mutually agreed upon discharge plan for patients who are considered by either party to be ready for discharge. This process shall ensure consideration of risk factors for readmission.

**NEW SECTION. Sec. 10.** For purposes of this chapter:

(1) "Behavioral health organization" has the same meaning as in RCW 71.24.025 and includes any managed care organization that has contracted with the state to provide fully integrated behavioral health and physical health services for medicaid clients.

(2) "Committee" means the select committee on quality improvement in state hospitals created in section 3 of this act.

(3) "State hospitals" include western state hospital and eastern state hospital as designated in RCW 72.23.020.

**NEW SECTION. Sec. 11.** (1) The legislature finds that there are currently patients with long-term care needs at western state hospital who are ready for discharge and could safely be served in community settings if alternative placements are made available.

(2) The department of social and health services must identify discharge and diversion opportunities for patients needing long-term care to reduce the demand for thirty beds currently being used for this population. A twenty bed reduction must be realized by July 1, 2016, with a utilization reduction of ten additional beds by January 1, 2017. The resources being used to serve these beds must be reinvested within the state hospital budget in order to achieve patient and staff safety improvement goals.

(3) The department of social and health services must provide a progress report to the governor and relevant committees of the legislature by December 1, 2016, and a final report by August 1, 2017, describing outcomes for these patients through June 30, 2017.

**NEW SECTION. Sec. 12.** (1) The legislature finds that the potential uses of psychiatric advanced registered nurse practitioners and physician assistants in institutional settings at the top of their scope of practice are currently being underutilized by the state hospitals.

(2) The office of financial management must create a job class series for psychiatric advanced registered nurse practitioners and a job class series for physician assistants that allows these professionals to practice at the top of their scope of practice at state hospitals. In conjunction and conformance with the staffing analysis described in section 9(1) of this act, the state hospitals shall increase the employment of professionals operating under these new classifications in a manner that allows the state hospitals to reduce their reliance on psychiatrist positions, which the state hospitals are currently unable to fill. The state hospitals must consider the role of these professionals in supervising or directing the work of other treatment team members.

(3) Nothing in this section should be construed to require the state to violate any collective bargaining agreements in place prior to the effective date of this section. Agreements negotiated or renegotiated after the effective date of this section must be consistent with the expanded use of advanced registered nurse practitioners and physician assistants required by this section.

**NEW SECTION. Sec. 13.** To the extent that any of the timelines in this act are not achievable due to conflicts with other hospital improvement timelines set by federal or state regulatory bodies, the department of social and health services may seek a reasonable extension from the select committee.

**NEW SECTION. Sec. 14.** This chapter expires July 1,

2019.

**Sec. 15.** RCW 71.05.365 and 2014 c 225 s 85 are each amended to read as follows:

When a person has been involuntarily committed for treatment to a hospital for a period of ninety or one hundred eighty days, and the superintendent or professional person in charge of the hospital determines that the person no longer requires active psychiatric treatment at an inpatient level of care, the behavioral health organization, full integration entity under RCW 71.24.380, or agency providing oversight of long-term care or developmental disability services that is responsible for resource management services for the person must work with the hospital to develop an individualized discharge plan and arrange for a transition to the community in accordance with the person's individualized discharge plan within (~~twenty one~~) fourteen days of the determination.

**NEW SECTION. Sec. 16.** Section 15 of this act takes effect July 1, 2018.

**NEW SECTION. Sec. 17.** Sections 3 through 14 of this act constitute a new chapter in Title 72 RCW.

**NEW SECTION. Sec. 18.** (1) Sections 3 through 8 and 10 of this act are necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and take effect immediately.

(2) Section 9 of this act takes effect July 1, 2016."

On page 1, line 1 of the title, after "hospitals;" strike the remainder of the title and insert "amending RCW 71.05.365; adding new sections to chapter 71.24 RCW; adding a new chapter to Title 72 RCW; providing effective dates; providing an expiration date; and declaring an emergency."

The President Pro Tempore declared the question before the Senate to be the adoption of the striking amendment no. 771 by Senator Hill to Substitute Senate Bill No. 6656.

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

On motion of Senator Hill, the rules were suspended, Engrossed Substitute Senate Bill No. 6656 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Hill, Darneille and Becker spoke in favor of passage of the bill.

Senator Conway spoke against passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 6656.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 6656 and the bill passed the Senate by the following vote: Yeas, 32; Nays, 11; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Braun, Brown, Carlyle, Cleveland, Dammeier, Darneille, Ericksen, Fain, Frockt, Hewitt, Hill, Honeyford, King, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Schoesler, Sheldon, Takko and Warnick

Voting nay: Senators Billig, Conway, Dansel, Fraser, Habib, Hasegawa, Hobbs, Keiser, Liias, Nelson and Rolfes

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

ENGROSSED SUBSTITUTE SENATE BILL NO. 6656, 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 SUBSTITUTE HOUSE BILL NO. 2988, by House Committee on Appropriations (originally sponsored by Representative Dunshee)

Making expenditures from the budget stabilization account to make critical investments. Revised for 1st Substitute: Making expenditures from the budget stabilization account.

The measure was read the second time.

#### MOTION

On motion of Senator Braun, the rules were suspended, Engrossed Substitute House Bill No. 2988 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Braun spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 2988.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 2988 and the bill passed the Senate by the following vote: Yeas, 39; Nays, 4; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Cleveland, Conway, Dammeier, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Voting nay: Senators Carlyle, Dansel, Liias and Nelson

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2988, 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

On motion of Senator Fain, and without objection, the Senate advanced to the seventh order of business.

#### THIRD READING

#### CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

#### MOTION

Senator Bailey moved that Lindsay Fiker, Gubernatorial Appointment No. 9258, be confirmed as a member of the Skagit Valley College Board of Trustees.

Senator Bailey spoke in favor of the motion.

#### APPOINTMENT OF LINDSAY FIKER

The President Pro Tempore declared the question before the

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Senate to be the confirmation of Lindsay Fiker, Gubernatorial Appointment No. 9258, as a member of the Skagit Valley College Board of Trustees.

The Secretary called the roll on the confirmation of Lindsay Fiker, Gubernatorial Appointment No. 9258, as a member of the Skagit Valley College Board of Trustees and the appointment was confirmed by the following vote: Yeas, 43; Nays, 0; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

Lindsay Fiker, Gubernatorial Appointment No. 9258, having received the constitutional majority was declared confirmed as a member of the Skagit Valley College Board of Trustees.

#### MOTION

Senator Keiser moved that Debrena F. Jackson Gandy, Gubernatorial Appointment No. 9240, be confirmed as a member of the Highline College Board of Trustees.

Senator Keiser spoke in favor of the motion.

#### APPOINTMENT OF DEBRENA F. JACKSON GANDY

The President Pro Tempore declared the question before the Senate to be the confirmation of Debrena F. Jackson Gandy, Gubernatorial Appointment No. 9240, as a member of the Highline College Board of Trustees.

The Secretary called the roll on the confirmation of Debrena F. Jackson Gandy, Gubernatorial Appointment No. 9240, as a member of the Highline College Board of Trustees and the appointment was confirmed by the following vote: Yeas, 43; Nays, 0; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

Debrena F. Jackson Gandy, Gubernatorial Appointment No. 9240, having received the constitutional majority was declared confirmed as a member of the Highline College Board of Trustees.

#### MOTION

Senator Rivers moved that Jada R. Rupley, Gubernatorial Appointment No. 9295, be confirmed as a member of the Clark College Board of Trustees.

Senators Rivers and Cleveland spoke in favor of passage of the motion.

#### APPOINTMENT OF JADA R. RUPLEY

The President Pro Tempore declared the question before the Senate to be the confirmation of Jada R. Rupley, Gubernatorial Appointment No. 9295, as a member of the Clark College Board of Trustees.

The Secretary called the roll on the confirmation of Jada R. Rupley, Gubernatorial Appointment No. 9295, as a member of the Clark College Board of Trustees and the appointment was confirmed by the following vote: Yeas, 43; Nays, 0; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

Jada R. Rupley, Gubernatorial Appointment No. 9295, having received the constitutional majority was declared confirmed as a member of the Clark College Board of Trustees.

#### MOTION

Senator Padden moved that Jon Tunheim, Gubernatorial Appointment No. 9216, be confirmed as a member of the Sentencing Guidelines Commission.

Senator Padden spoke in favor of the motion.

The Vice President Pro Tempore, Senator Brown, assumed the chair.

#### APPOINTMENT OF JON TUNHEIM

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Jon Tunheim, Gubernatorial Appointment No. 9216, as a member of the Sentencing Guidelines Commission.

The Secretary called the roll on the confirmation of Jon Tunheim, Gubernatorial Appointment No. 9216, as a member of the Sentencing Guidelines Commission and the appointment was confirmed by the following vote: Yeas, 42; Nays, 0; Absent, 1; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Absent: Senator Parlette

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

Jon Tunheim, Gubernatorial Appointment No. 9216, having received the constitutional majority was declared confirmed as a member of the Sentencing Guidelines Commission.

#### MOTION

On motion of Senator Rivers, and without objection, Senator

Parlette was excused.

#### MOTION

Senator Baumgartner moved that Bridget O. Piper, Gubernatorial Appointment No. 9290, be confirmed as a member of the Community Colleges of Spokane Board of Trustees.

Senator Baumgartner spoke in favor of the motion.

#### APPOINTMENT OF BRIDGET O. PIPER

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Bridget O. Piper, Gubernatorial Appointment No. 9290, as a member of the Community Colleges of Spokane Board of Trustees.

The Secretary called the roll on the confirmation of Bridget O. Piper, Gubernatorial Appointment No. 9290, as a member of the Community Colleges of Spokane Board of Trustees and the appointment was confirmed by the following vote: Yeas, 42; Nays, 0; Absent, 0; Excused, 7.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban, Parlette and Ranker

Bridget O. Piper, Gubernatorial Appointment No. 9290, having received the constitutional majority was declared confirmed as a member of the Community Colleges of Spokane Board of Trustees.

#### MOTION

Senator Baumgartner moved that Jansen M. VanderMeulen, Gubernatorial Appointment No. 9304, be confirmed as a member of the Board of Regents, Washington State University.

Senator Baumgartner spoke in favor of the motion.

#### APPOINTMENT OF JANSEN M. VANDERMEULEN

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Jansen M. VanderMeulen, Gubernatorial Appointment No. 9304, as a member of the Board of Regents, Washington State University.

The Secretary called the roll on the confirmation of Jansen M. VanderMeulen, Gubernatorial Appointment No. 9304, as a member of the Board of Regents, Washington State University and the appointment was confirmed by the following vote: Yeas, 42; Nays, 0; Absent, 0; Excused, 7.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban, Parlette and Ranker

Jansen M. VanderMeulen, Gubernatorial Appointment No.

9304, having received the constitutional majority was declared confirmed as a member of the Board of Regents, Washington State University.

#### MOTION

Senator Ericksen moved that Lisa K. Woo, Gubernatorial Appointment No. 9307, be confirmed as a member of the Bellingham Technical College Board of Trustees.

Senator Ericksen spoke in favor of the motion.

#### APPOINTMENT OF LISA K. WOO

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Lisa K. Woo, Gubernatorial Appointment No. 9307, as a member of the Bellingham Technical College Board of Trustees.

The Secretary called the roll on the confirmation of Lisa K. Woo, Gubernatorial Appointment No. 9307, as a member of the Bellingham Technical College Board of Trustees and the appointment was confirmed by the following vote: Yeas, 42; Nays, 0; Absent, 0; Excused, 7.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban, Parlette and Ranker

Lisa K. Woo, Gubernatorial Appointment No. 9307, having received the constitutional majority was declared confirmed as a member of the Bellingham Technical College Board of Trustees.

#### PERSONAL PRIVILEGE

Senator Honeyford: "Thank you. Well as some of you know, Brian Sims is retiring at the end of this year and he's in the wings. This is an opportunity for all of us to tell him what we thought of him and so I thought we'd get right down to it. He came to us in the Senate after working for a varied career - the city of Seattle, OFM, DSHS, Sisters of Providence and he started here in 1998 and has served the longest as the capital budget staff person. Something he's kept hidden very well is that he attended WSU and apparently was a graduate there and I've seen no cougars in his office and I've been here in the Senate for eighteen years and didn't know this little factoid. I think the alumni association needs to work on him. The fact that he did work for WSU is important because apparently he called about being a TRS 1 member, or a PERS 1, and they told him that being that he worked at WSU at the time, he was a PERS 1. So he's got on the gravy train with all the others. Brian has done the capital budget for eleven years. He's worked with Brandland, Fraser, Honeyford, Keiser, Kilmer, Hewitt and Parlette and I believe he's served us all very, very well. The part I like best about Brian was that he could look and figure out a solution for any problem. That was something that I really appreciated because some things would just seem unsolvable and he would come up with a solution that would work on both sides of the rotunda. That I really do appreciate. You know, because of that ability, he had a very agile mind but something else I didn't know he was quite agile. He was on the gymnastics team at WSU. I'd like to see him do a back flip now! And also, he can explain to anybody how this

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place works and I think that's important. We had people come in and talk to him that wanted something, or they were floating something, and he could tell them how the place works and how things got done. Also, the budget writers have benefitted also from Brian and the biggest one was the state efficiency and restructuring account, which facilitated in the state taking savings from closed, obsolete institutions during the great recession. So that was a great help for our operating budget. Finally, Brian and Lisa have twelve acres out toward Boston Harbor where they are growing cider apples. And he came over to Sunnyside and we got him wire for his apples and he got questions answered. I even gave him a reel that he could roll off the wire very easily so he will be making and selling Gull Harbor cider. So I'm looking forward to having some of that in the near future. We're going to really miss Brian. He's been a tremendous friend and a hard worker and always got results. Thank you."

PERSONAL PRIVILEGE

Senator Frockt: "I also just want to say a word about Mr. Sims. I did not work with him as closely or directly as my colleagues on as many occasions, but I just want to say, I don't know if he remembers this, but to show how good of a staff member he was, when I first came to the Senate in 2012 and Derek Kilmer was the chair of the committee. I had no idea what I was doing but I had a twenty-five million dollar request from my school district to build some schools in Seattle. We went and met with Brian. I don't know if you remember this Brian, but you were extremely helpful in helping us find a way to solve the problem. And there are schools being built in Seattle because of your fine staff work and your creativity which is an important part of law making. It's creativity. We rely on our staff, and really excellent staff members, to help us with that. So I just want to say a quick word and say thank you for your service and all the good work and there are children in schools today because of the work that you did with us three years ago and I really appreciate it. Thank you."

PERSONAL PRIVILEGE

Senator Hewitt: "Thank you, Madame President. So Brian I want to say to you thank you for being a great friend. You know I met you some sixteen years ago and I'm actually happy we're retiring together. I think that's kind of cool. He really has become a good friend of mine and we've already spoke about him coming to Walla Walla. And we have something in common. We actually have a couple of things in common. He likes red wine a lot and he especially likes it from Walla Walla, but he does admit that since the chair's from Columbia Valley...anyway. And the other thing that we share is that we both enjoy woodworking. My advice to you as we move forward is don't do them both at the same time. It's not very good for the trade. I do want to thank you. You've been so responsive over the last sixteen years, even during interim when we needed something answered. I'd call and you'd call me right back. That's really pleasing when somebody does that because when we're all looking for answers it's nice to have them. So I wish you and Lisa the best in the future and I know we're going to see you in Walla Walla and I'm certainly looking forward to it and we will not talk politics. Thank you, Madame President."

PERSONAL PRIVILEGE

Senator Keiser: "Thank you, Madame President. Well I too want to share in the accolades that we're putting forward for Brian

Sims today. Brian is an incredible font of knowledge, an institutional memory that we're going to badly miss in the next few sessions. When any puzzle comes up, when any problem develops, he has a frame of reference, an example, an anecdote, a solution because he has the knowledge and depth of knowledge and institutional memory that gives you that kind of capability. And then you combine that with creative thinking, because he's a very agile thinker, as Senator Honeyford mentioned, and you really have a power house for a staff member who can help you get things done. And in the capital budget, that's what we like to do. We like to get things done. One of the biggest things for me was last week I got to go to a groundbreaking for the Puget Sound Skills Center for their new health professions building. This is the only new building for the oldest skills center in the state. And it's going to be terrific because in about nine months, Brian, I think you should come back to the Highline School District, your old school district, and you should come back and come through the doors of that new Health Professions Building and see all those students. Maybe there you can get your teeth cleaned, because all those students are on the waiting list for the dental professions and for the medical professions programs, will be in class, working in a good learning environment. Because you helped me figure out how after ten years of trying to get that building built, we finally did it. I appreciate your help. I appreciate your service. And best of luck to you on your retirement."

PERSONAL PRIVILEGE

Senator Fraser: "Thank you, Madame President. I would like also to add some accolades to the career of Brian Sims. I chaired the capital budget for six years. So I worked very closely with him and he is a wonderful example of so many staff here who the public never sees, or rarely sees, but who really contribute to the ability of elected officials to do their job. I just have to echo how exceptionally talented he is. The reference to agile mind, his creativity, it is all so true. The capital budget deals with almost every aspect of state government. From K-12, higher education, mental health, prisons, natural resources, recreation, environment, and it has many, many funding sources. So not only does it spend in a lot of places, but it has a wide variety of funding sources which a lot of people don't really realize. And they each have their own complexities. Plus there's all the state bonding so you really have to know a lot to be in the role of coordinating the capital budget. So I agree that he is one who whenever you have an impossible problem, you go see Brian and he will come up with a solution or two for you to consider. He's a very hard worker and people may not realize that sometimes he goes without sleep when we get near our deadlines and somehow he keeps functioning well. So I think he deserves a great retirement and I hope to be seeing him too because he lives in my district and I'm looking forward to trying out the cider. I wish him well."

PERSONAL PRIVILEGE

Senator Dammeier: "Thank you, Madame President. All the things I could echo but I won't, all the things that have been said about Brian Sims on the floor, because they are all very true. But one of the things that hasn't been said is he really enjoys the political game of the negotiation with the House. And it was particularly good when he was matching wits across the table with Representative Dunshee. It's no surprise to me that he is retiring at the same time that Representative Dunshee left the capital budget. I can tell you as one of our negotiators, one of the best

things that would happen is you'd have Mr. Sims at the table and it would be so distracting. He would drive Dunshee crazy and it would be distracting for him so we can work about getting the best solution for the Senate and for the citizens of the state of Washington. So we are going to miss it Brian. We're going to miss your distraction and your keen wit and mind in negotiations as well. Thank you for your service to the state."

#### PERSONAL PRIVILEGE

Senator Conway: "Thank you. I just needed to get out here and say goodbye to who I consider to be a great friend. Brian, I spent a lot of time in the House but you know when I got to the Senate, I finally got close to the capital budget. In the House, it was kind of like, if you're not on that capital budget, you're not even close to it. One thing I really noticed under Brian's leadership on Ways and Means was that whenever my constituents would come to me and ask me we got an idea about funding for a project, I knew immediately I needed to get Brian Sims in the room with them to help them figure out what pot of money, the capital budget's very complicated, and what pot of money and whether there was any chance to get funding. And that kind of a personal touch where you can actually bring Brian into a room with your constituents to talk about a capital budget, you know Brian was always available to that. You know I used to ask Brian, come to Tacoma and help me meet with my constituents and Brian came. Brian would come. He'd take the time to come down to Tacoma to meet. In fact, I can recall when we were talking about the LeMay Auto Museum. Brian was anxious to come in fact because he loved that auto museum and it's quite a museum. You know I lost track of Brian somewhere on that path through that museum. There are four or five levels to it. You know where I found him eventually? I found him at the very bottom. He was in what they call their machine shop where they actually bring the old cars in and work on them. And guess who was working on a car? Brian Sims. Brian was in there working on that car. In fact when I left, he was still there. That's the special kind of person you are Brian, and I really mean that. A person who is not just a staffer here but you're a person who wants to help our state and help our communities. Capital budget is how we build community. I see Brian going on, I actually had something else I was going to say here. I see Brian in kind of an old Anglo-American tradition as a gentleman farmer. As you all know, Brian is frankly looking forward to his retirement because he is building a great orchard out there. Right, Brian? An apple orchard. I can just see Brian in his apple orchard. He's told me his stories of riding around on his tractors and I can see him, because he is a thoughtful, intellectual individual and I know he's going to sit back and analyze every bit of this apple business like he does these capital budgets. You know that's a great tradition, this Anglo-American tradition. Brian I personally am going to miss you an awful lot. I thank you for all your help and I know your staff is going to miss you as well. Thank you."

#### PERSONAL PRIVILEGE

Senator Parlette: "Thank you very much. I rise in support of honoring Mr. Sims also. I had the fun experience of being ranking on capital budget in the years 2011 and 2012. My big issue in wanting to have that job to sort of concentrate on reducing our debt issue. About a billion dollars a year goes to debt service in our operating budget and that's money that could be spent for education, mental health issues, and other things. Brian was so helpful in helping devise a constitutional amendment which eventually passed in the state of Washington. And also trying to

have a smaller amount of bonding and spending issue was my goal in 2011 and dealing with the chair in the other chamber was difficult. But we stood our ground and we did pull an all-nighter and put that capital budget together in 2011 by staying up all night. That was fun and I'm glad he could live on less sleep because I'm not used to that. But really, we're going to miss you and we all have fond memories. Thank you, Madame President."

#### PERSONAL PRIVILEGE

Senator Mullet: "Thank you, Madame President. The reason I love working with Brian is he can do a thirty minute meeting in five minutes because he doesn't have to look anything up. To me, it's highly productive and he has the notes with him but he doesn't look at them. So that was a big, refreshing thing that I loved about him. Then I had a bill around a fishing line recycling program that I ran two years in a row and never made it to the finish line. Brian came up with this idea where he's like Puget Sound Corps, this is right up their alley. I literally had a meeting at Zeke's with them this last fall and they were ecstatic that this was finally happening. And it's kind of like we heard earlier, they were thanking me and I said I'm actually not the person that came up with the idea. It's a guy you wouldn't even know. He works in Olympia and he's really good at this stuff. I think it's kind of refreshing for the citizens of Washington to realize that the people who do work down here are incredibly smart and devoted and it's a really great example. I promise you if your cider ends up being really good, I will sell it at Zeke's. I will put it on tap so we can have Brian Sims cider in Issaquah. I look forward to it. Thank you very much."

#### REMARKS BY THE VICE PRESIDENT PRO TEMPORE

Senator Brown: "I know the entire chamber will join me in thanking Brian for his number of years of service to this esteemed body. Thank you very much."

The Senate recognized Mr. Brian Sims who was present in the wings.

#### MOTION

Senator Padden moved that Roger S. Rogoff, gubernatorial Appointment No. 9294, be confirmed as a member of the Sentencing Guidelines Commission.

Senator Padden spoke in favor of the motion.

#### APPOINTMENT OF ROGER S. ROGOFF

The Vice President Pro Tempore declared the question before the Senate to be the confirmation of Roger S. Rogoff, gubernatorial Appointment No. 9294, as a member of the Sentencing Guidelines Commission.

The Secretary called the roll on the confirmation of Roger S. Rogoff, gubernatorial Appointment No. 9294, as a member of the Sentencing Guidelines Commission and the appointment was confirmed by the following vote: Yeas, 43; Nays, 0; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Danel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler,

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Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

Roger S. Rogoff, Gubernatorial Appointment No. 9294, having received the constitutional majority was declared confirmed as a member of the Sentencing Guidelines Commission.

The President Pro Tempore, Senator Roach, assumed the chair.

MOTION

Senator Brown moved that David L. Mitchell, Gubernatorial Appointment No. 9282, be confirmed as a member of the Columbia Basin College Board of Trustees.

Senator Brown spoke in favor of the motion.

APPOINTMENT OF DAVID L. MITCHELL

The President Pro Tempore declared the question before the Senate to be the confirmation of David L. Mitchell, Gubernatorial Appointment No. 9282, as a member of the Columbia Basin College Board of Trustees.

The Secretary called the roll on the confirmation of David L. Mitchell, Gubernatorial Appointment No. 9282, as a member of the Columbia Basin College Board of Trustees and the appointment was confirmed by the following vote: Yeas, 43; Nays, 0; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Dansel, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Lias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Pedersen, Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban and Ranker

David L. Mitchell, Gubernatorial Appointment No. 9282, having received the constitutional majority was declared confirmed as a member of the Columbia Basin College Board of Trustees.

MOTION

On motion of Senator Fain, and without objection, the Senate reverted to the third order of business.

MESSAGE FROM THE GOVERNOR

March 29, 2016

To the Honorable President and Members, The Senate of the State of Washington

Ladies and Gentlemen:

I have the honor to advise you that on March 29, 2016, Governor Inslee approved the following Senate Bills entitled:

Senate Bill No. 5689, Relating to containing the scope and costs of the diabetes epidemic in Washington;

Substitute Senate Bill No. 5728, Relating to permitting opt-out screening for HIV infection;

Senate Bill No. 5879, Relating to early intervention services for infants and toddlers with disabilities and their families;

Senate Bill No. 6171, Relating to civil penalties for knowing attendance by a member of a governing body at a meeting held in violation of the open public meetings act;

Substitute Senate Bill No. 6273, Relating to safe technology use and digital citizenship in public schools;

Substitute Senate Bill No. 6283, Relating to clarifying, and making department of financial institutions technical regulatory changes to, the securities act of Washington;

Engrossed Substitute Senate Bill No. 6293, Relating to student volunteers and unpaid students;

Substitute Senate Bill No. 6337, Relating to disposing tax foreclosed property to cities for affordable housing purposes;

Senate Bill No. 6400, Relating to the technical changes that clarify fish and wildlife enforcement laws;

Senate Bill No. 6405, Relating to the civilian health and medical program for the veterans affairs administration;

Engrossed Senate Bill No. 6413, Relating to tenant screening, evictions, and refunds under the residential landlord-tenant act;

Senate Bill No. 6475, Relating to political subdivisions purchasing health coverage through the public employees' benefits board program;

Substitute Senate Bill No. 6519, Relating to expanding patient access to health services through telemedicine and establishing a collaborative for the advancement of telemedicine;

Engrossed Second Substitute Senate Bill No. 6601, Relating to creating the Washington college savings program.

Sincerely,  
Miguel Perez-Gibson, Executive Director of Legislative Affairs

MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House has passed:

SUBSTITUTE SENATE BILL NO. 5928,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 6328,  
SUBSTITUTE SENATE BILL NO. 6531

and the same are herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

SIGNED BY THE PRESIDENT PRO TEMPORE

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. 5928,  
ENGROSSED SUBSTITUTE SENATE BILL NO. 6328,  
SUBSTITUTE SENATE BILL NO. 6531

MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House has passed:

SECOND ENGROSSED SUBSTITUTE HOUSE BILL  
NO. 2340

and the same is herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the sixth order of business.

SECOND READING

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO. 1713, by Representatives Cody, Harris, Jinkins, Moeller, Tharinger, Appleton, Ortiz-Self and Pollet

Integrating the treatment systems for mental health and chemical dependency.

The measure was read the second time.

WITHDRAWAL OF AMENDMENT

On motion of Senator Padden and without objection, the following amendment no. 772 by Senator Padden to Engrossed Third Substitute House Bill No. 1713 was withdrawn.

0.

Beginning on page 13, line 35, strike all of section 104 and insert the following:

"Sec. 104. RCW 70.96A.097 and 1998 c 296 s 28 are each amended to read as follows:

(1) The department shall ensure that, for any minor admitted to inpatient treatment under RCW 70.96A.245, a review is conducted by a physician or ((chemical dependency)) substance use disorder counselor, as defined in rule by the department, who is employed by the department or an agency under contract with the department and who neither has a financial interest in continued inpatient treatment of the minor nor is affiliated with the program providing the treatment. The physician or ((chemical dependency)) substance use disorder counselor shall conduct the

review not less than seven nor more than fourteen days following the date the minor was brought to the facility under RCW 70.96A.245(1) to determine whether it is a medical necessity to continue the minor's treatment on an inpatient basis.

(2) In making a determination under subsection (1) of this section whether it is a medical necessity to release the minor from inpatient treatment, the department shall consider the opinion of the treatment provider, the safety of the minor, the likelihood the minor's ((chemical dependency)) substance use disorder recovery will deteriorate if released from inpatient treatment, and the wishes of the parent or guardian.

(3) If, after any review conducted by the department under this section, the department determines it is no longer a medical necessity for a minor to receive inpatient treatment, the department shall immediately notify the parents or guardian and the professional person in charge. The professional person in charge shall release the minor to the parents or guardian within twenty-four hours of receiving notice. If the professional person in charge and the parent or guardian believe that it is a medical necessity for the minor to remain in inpatient treatment, the minor shall be released to the parent or guardian on the second judicial day following the department's determination in order to allow the parent or guardian time to file an at-risk youth petition under chapter 13.32A RCW. If the department determines it is a medical necessity for the minor to receive outpatient treatment and the minor declines to obtain such treatment, such refusal shall be grounds for the parent or guardian to file an at-risk youth petition.

(4) The department may, subject to available funds, contract with other governmental agencies for the conduct of the reviews conducted under this section and may seek reimbursement from the parents, the guardian, their insurance, or medicaid for the expense of any review conducted by an agency under contract.

(5) In addition to the review required under this section, the department may periodically determine and redetermine the medical necessity of treatment for purposes of payment with public funds.

**Sec. 105.** RCW 70.96A.230 and 1998 c 296 s 24 are each amended to read as follows:

Any provider of outpatient treatment who provides outpatient treatment to a minor thirteen years of age or older shall provide notice of the minor's request for treatment to the minor's parents ((if: (1) The minor signs a written consent authorizing the disclosure; or (2) the treatment program director determines that the minor lacks capacity to make a rational choice regarding consenting to disclosure)) or guardian. The notice shall be made within seven days of the request for treatment, excluding Saturdays, Sundays, and holidays, and shall contain the name, location, and telephone number of the facility providing treatment, and the name of a professional person on the staff of the facility providing treatment who is designated to discuss the minor's need for treatment with the parent or guardian.

**Sec. 106.** RCW 70.96A.235 and 1998 c 296 s 25 are each amended to read as follows:

Parental or guardian consent is required for inpatient ((chemical dependency)) substance use disorder treatment of a minor, unless the child meets the definition of a child in need of services in RCW 13.32A.030(((4))) (5)(c) as determined by the department((: PROVIDED, That)). Parental or guardian consent is required for any treatment of a minor under the age of thirteen.

This section does not apply to petitions filed under this chapter.

**Sec. 107.** RCW 70.96A.240 and 1998 c 296 s 26 are each amended to read as follows:

(1) The parent or guardian of a minor is not liable for payment of inpatient or outpatient ((chemical dependency)) substance use disorder treatment unless the parent or guardian has joined in the consent to the treatment.



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(2) The ability of a parent or guardian to apply to a certified treatment program for the admission of his or her minor child does not create a right to obtain or benefit from any funds or resources of the state. However, the state may provide services for indigent minors to the extent that funds are available ((therefor)).

**Sec. 108.** RCW 70.96A.245 and 1998 c 296 s 27 are each amended to read as follows:

(1) A parent or guardian may bring, or authorize the bringing of, his or her minor child to a certified treatment program and request that a ((chemical dependency)) substance use disorder assessment be conducted by a professional person to determine whether the minor ((is chemically dependent and)) has a substance use disorder and is in need of inpatient treatment.

(2) The consent of the minor is not required for admission, evaluation, and treatment if the parent or guardian brings the minor to the program.

(3) An appropriately trained professional person may evaluate whether the minor ((is chemically dependent)) has a substance use disorder. The evaluation shall be completed within twenty-four hours of the time the minor was brought to the program, unless the professional person determines that the condition of the minor necessitates additional time for evaluation. In no event shall a minor be held longer than seventy-two hours for evaluation. If, in the judgment of the professional person, it is determined it is a medical necessity for the minor to receive inpatient treatment, the minor may be held for treatment. The facility shall limit treatment to that which the professional person determines is medically necessary to stabilize the minor's condition until the evaluation has been completed. Within twenty-four hours of completion of the evaluation, the professional person shall notify the department if the child is held for treatment and of the date of admission.

(4) No provider is obligated to provide treatment to a minor under the provisions of this section. No provider may admit a minor to treatment under this section unless it is medically necessary.

(5) No minor receiving inpatient treatment under this section may be discharged from the program based solely on his or her request.

**Sec. 109.** RCW 70.96A.250 and 1998 c 296 s 29 are each amended to read as follows:

(1) A parent or guardian may bring, or authorize the bringing of, his or her minor child to a provider of outpatient ((chemical dependency)) substance use disorder treatment and request that an appropriately trained professional person examine the minor to determine whether the minor has a ((chemical dependency)) substance use disorder and is in need of outpatient treatment.

(2) The consent of the minor is not required for evaluation if the parent or guardian brings the minor to the provider.

(3) The professional person in charge of the program may evaluate whether the minor has a ((chemical dependency)) substance use disorder and is in need of outpatient treatment.

(4) Any minor admitted to inpatient treatment under RCW 70.96A.245 shall be discharged immediately from inpatient treatment upon written request of the parent or guardian.

**Sec. 110.** RCW 70.96A.255 and 1998 c 296 s 30 are each amended to read as follows:

Following the review conducted under RCW 70.96A.097, a minor child may petition the superior court for his or her release from the facility. The petition may be filed not sooner than fourteen days after the minor is admitted to the facility, or five days following the review, whichever is later. The court shall release the minor unless it finds, upon a preponderance of the evidence, that it is a medical necessity for the minor to remain at

the facility."

On page 118, line 36, after "and" insert "2016 1st sp.s. c . . . s 104 (section 104 of this act),"

On page 119, beginning on line 33, after "c . . . s" strike "104 (section 104" and insert "105 (section 105"

On page 119, line 36, after "and" insert "2016 1st sp.s. c . . . s 106 (section 106 of this act) &"

On page 119, line 38, after "and" insert "2016 1st sp.s. c . . . s 107 (section 107 of this act) &"

On page 120, line 4, after "and" insert "2016 1st sp.s. c . . . s 108 (section 108 of this act) &"

On page 120, line 7, after "and" insert "2016 1st sp.s. c . . . s 109 (section 109 of this act) &"

On page 120, line 10, after "and" insert "2016 1st sp.s. c . . . s 110 (section 110 of this act) &"

On page 1, at the beginning of line 3 of the title, strike "70.96A.230," and insert "70.96A.097, 70.96A.230, 70.96A.235, 70.96A.240, 70.96A.245, 70.96A.250, 70.96A.255,"

#### MOTION

Senator Padden moved that the following amendment no. 778 by Senators Padden and Darneille be adopted:

On page 235, line 24, after "standards." insert "(4) The task force described in subsection (1) of this section must consider means to provide notice to parents when a minor requests chemical dependency treatment, which are consistent with federal privacy laws and consistent with the best interests of the minor and the minor's family. The department must provide a report to the relevant committees of the Legislature by December 1, 2016."

Senator Padden spoke in favor of adoption of the amendment.

The President Pro Tempore declared the question before the Senate to be the adoption of amendment no. 778 by Senators Padden and Darneille to Engrossed Third Substitute House Bill No. 1713.

The motion by Senator Padden carried and the amendment was adopted by voice vote.

#### REMARKS BY THE PRESIDENT PRO TEMPORE

President Pro Tempore Roach: "For the edification of the members, I'd like to take us back about twenty years, and each one of us in our floor desk would have a little tablet and you could write your own amendments. Absolutely write your own amendments. You would put the bill number, the line, you want to insert or delete and you'd sign your name on it and you'd walk it up here to the bar. And they would be photocopied and run out to the floor. And it gave each member an opportunity to actually do something on their own at their desks - meaning get involved. I don't know, maybe about ten years ago the big, bright idea was well if you're going to do an amendment you've got to go through staff, you've got to have this all put in the computer. I don't think it's sped anything up particularly. Taken away some of the really nice parts of feeling a part of the floor action. And so here we are. I asked for a verbal amendment, I'd be happy to take one. I still have that pad of paper in my desk. I'd be happy to share it with someone. Senator Honeyford is waving one. He has one. Are we ready? If not I'll go into another story. You better hurry. Alright, here's another one. Senator Hasegawa, I think I used to...you better hurry. Senator Hasegawa, I used to sit in that chair for a number of years and it used to be that people who sat in those chairs back there particularly at the end of

session, you'd pull your drawer out, turn the drawer I believe upside down and write your name on the bottom or sometimes on the inside of the drawer. And it was very cool because you could tell which Senators had been in that seat, giving you that sense of institution. I always thought it was kind of cool. People quit doing it. Just one of those little things. Now everyone's looking at their - do you see it? West was back there. No, my name isn't number forty three. Alright here goes another story, you want to hear another one?"

#### MOTION

At 8:47 p.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 8:49 p.m. by the President Pro Tempore, Senator Roach presiding.

#### MOTION

Senator Fain moved that the following amendment no. 779 by Senators O'Ban and Fain be adopted:

On page 236, after line 33, insert the following:

"**NEW SECTION. Sec. 802.** This act does not create any new entitlement or cause of action related to civil commitment under this chapter, and cannot form the basis for a private right of action."

Re-number the remaining sections consecutively and correct any internal references accordingly.

The President Pro Tempore declared the question before the Senate to be the adoption of the amendment no. 779 by Senators O'Ban and Fain to Engrossed Third Substitute House Bill No. 1713.

The motion by Senator Fain carried and the amendment was adopted by voice vote.

#### MOTION

On motion of Senator Hill, the rules were suspended, Engrossed Third Substitute House Bill No. 1713, 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 Hill and Darneille spoke in favor of passage of the bill.

#### MOTION

On motion of Senator Mullet, and without objection, Senator Nelson was excused.

The President Pro Tempore declared the question before the Senate to be the final passage of Engrossed Third Substitute House Bill No. 1713, as amended by the Senate.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Third Substitute House Bill No. 1713, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; Nays, 2; Absent, 0; Excused, 7.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Dammeier, Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Liias, Litzow, McAuliffe, McCoy, Miloscia, Mullet, Padden, Parlette, Pearson, Pedersen,

Rivers, Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick  
 Voting nay: Senators Dansel and Hasegawa  
 Excused: Senators Benton, Chase, Hargrove, Jayapal, Nelson, O'Ban and Ranker

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO. 1713, 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.

#### PERSONAL PRIVILEGE

Senator Hasegawa: "Thank you, Madame President. At your suggestion, I removed the drawer out of my desk and out came my emergency stash of survival candy. I could not locate one of those forms though for writing my own amendments. I'm going to have to go to Senator Honeyford to get one of those. But I did find some interesting names written in my drawer. The first noticeable one is Pam Roach. That's interesting. There is a Leo Thorsness, from the Eleventh District and the last Republican to serve from the Eleventh District, immediately preceded Senator Prentice. Dino Rossi. His name is on the book here. Sharon Nelson. And there's others that are illegible to me. So I think the lesson learned here is you have to write it in indelible ink when you sign these things. I just wanted to bring that to your attention. Thank you."

#### REMARKS BY THE PRESIDENT PRO TEMPORE

President Pro Tempore, Senator Roach: "A Medal of Honor winner, very impressive and from the Eleventh District (a reference to Senator Leo Thorsness)

I enjoyed that very much. Thank you."

#### MOTION

At 8:58 p.m., on motion of Senator Fain, the Senate was declared to be at ease for the purpose of caucuses.

The Senate was called to order at 10:08 p.m. by the President Pro Tempore, Senator Roach presiding.

#### MOTION

On motion of Senator Fain, and without objection, the Senate reverted to the fourth order of business.

#### MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6656  
 and the same is herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

#### MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The Speaker has signed:

TWENTIETH DAY, MARCH 29, 2016

2016 1ST SPECIAL SESSION

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1725,  
 SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 2376,  
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2450,  
 SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 2778,  
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2988  
 and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

## MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The Speaker has signed:

SUBSTITUTE SENATE BILL NO. 5928,  
 ENGROSSED SUBSTITUTE SENATE BILL NO. 6328,  
 SUBSTITUTE SENATE BILL NO. 6531  
 and the same are herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

## MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House concurred in the Senate amendment to  
 ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO. 1713  
 and passed the bill as amended by the Senate.  
 and the same is herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

## SIGNED BY THE PRESIDENT PRO TEMPORE

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:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6656

## SIGNED BY THE PRESIDENT PRO TEMPORE

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:

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.  
 1725,  
 SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO.  
 2376,  
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2450,  
 SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO.  
 2778,  
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 2988

## MOTION

On motion of Senator Fain, Rule 15 was suspended for the  
 remainder of the day for the purpose of allowing continued floor  
 action.

EDITOR'S NOTE: Senate Rule 15 establishes the floor  
 schedule and calls for a lunch and dinner break of 90 minutes each  
 per day during regular daily sessions.

## PERSONAL PRIVILEGE

Senator Nelson: "I have to say that we always make sure the  
 Democrats are well fed and would have thought the Republican  
 leadership would do the same for their members. I do apologize  
 that didn't happen."

## MOTION

On motion of Senator Fain, and without objection, the Senate  
 advanced to the sixth order of business.

## SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2380, by  
 House Committee on Capital Budget (originally sponsored by  
 Representatives Tharinger and DeBolt)

Concerning the supplemental capital budget.

The measure was read the second time.

## MOTION

On motion of Senator Honeyford, the rules were suspended,  
 Engrossed Substitute House Bill No. 2380 was advanced to third  
 reading, the second reading considered the third and the bill was  
 placed on final passage.

Senators Honeyford, Keiser and Conway spoke in favor of  
 passage of the bill.

The President Pro Tempore declared the question before the  
 Senate to be the final passage of Engrossed Substitute House Bill  
 No. 2380.

## ROLL CALL

The Secretary called the roll on the final passage of Engrossed  
 Substitute House Bill No. 2380 and the bill passed the Senate by  
 the following vote: Yeas, 38; Nays, 5; Absent, 0; Excused, 6.

Voting yea: Senators Angel, Bailey, Baumgartner, Becker,  
 Braun, Brown, Carlyle, Cleveland, Conway, Dammeier,  
 Darneille, Ericksen, Fain, Fraser, Frockt, Habib, Hasegawa,  
 Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Litzow, McCoy,  
 Miloscia, Mullet, Nelson, Padden, Parlette, Pearson, Rivers,  
 Roach, Rolfes, Schoesler, Sheldon, Takko and Warnick

Voting nay: Senators Billig, Dinsel, Lias, McAuliffe and  
 Pedersen

Excused: Senators Benton, Chase, Hargrove, Jayapal, O'Ban  
 and Ranker

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2380,  
 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 10:25 p.m., on motion of Senator Fain, the Senate was  
 declared to be at ease subject to the call of the President.

The Senate was called to order at 10:40 p.m. by the President Pro Tempore, Senator Roach presiding.

MOTION

On motion of Senator Fain, and without objection, the Senate reverted to the fourth order of business.

MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

The House has adopted:

HOUSE CONCURRENT RESOLUTION NO. 4418,

HOUSE CONCURRENT RESOLUTION NO. 4419

and the same are herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

MESSAGE FROM THE HOUSE

March 29, 2016

MR. PRESIDENT:

Pursuant to Article III, section 12 of the State Constitution, the House passed the following measure(s) notwithstanding the Governor's veto(s):

ENGROSSED SUBSTITUTE SENATE BILL NO. 5145,

SENATE BILL NO. 5265,

SENATE BILL NO. 5458,

SENATE BILL NO. 5549,

SUBSTITUTE SENATE BILL NO. 5767,

SENATE BILL NO. 6148,

SENATE BILL NO. 6162,

SENATE BILL NO. 6170,

SUBSTITUTE SENATE BILL NO. 6177,

SENATE BILL NO. 6196,

ENGROSSED SUBSTITUTE SENATE BILL NO. 6206,

SENATE BILL NO. 6220,

SUBSTITUTE SENATE BILL NO. 6281,

SUBSTITUTE SENATE BILL NO. 6284,

SUBSTITUTE SENATE BILL NO. 6290,

SUBSTITUTE SENATE BILL NO. 6326,

SUBSTITUTE SENATE BILL NO. 6341,

SUBSTITUTE SENATE BILL NO. 6342,

SUBSTITUTE SENATE BILL NO. 6354,

SENATE BILL NO. 6398,

SENATE BILL NO. 6401,

SUBSTITUTE SENATE BILL NO. 6466,

SENATE BILL NO. 6491,

SUBSTITUTE SENATE BILL NO. 6498,

SUBSTITUTE SENATE BILL NO. 6569,

ENGROSSED SUBSTITUTE SENATE BILL NO. 6606,

SENATE BILL NO. 6633

and the same are herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING OF HOUSE BILLS  
SECOND SUPPLEMENTAL

HCR 4418 by Representatives Sullivan and Kretz  
Returning bills to their house of origin.  
BOOST.

HCR 4419 by Representatives Sullivan and Kretz  
Adjourning SINE DIE.  
BOOST.

MOTION

On motion of Senator Fain, and without objection, all measures listed on the Second Supplemental Introduction and First Reading report were placed on the second reading calendar.

MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the sixth order of business.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 4418, by Representatives Sullivan and Kretz

Returning bills to their house of origin.

The measure was read the second time.

MOTION

On motion of Senator Fain, the rules were suspended, House Concurrent Resolution No. 4418 was advanced to third reading, the second reading considered the third and the concurrent resolution was placed on final passage.

The President Pro Tempore declared the question before the Senate to be the final passage of House Concurrent Resolution No. 4418.

HOUSE CONCURRENT RESOLUTION NO. 4418 having received a majority was adopted by voice vote.

SECOND READING

HOUSE CONCURRENT RESOLUTION NO. 4419, by Representatives Sullivan and Kretz

Adjourning SINE DIE.

The measure was read the second time.

MOTION

On motion of Senator Fain, the rules were suspended, House Concurrent Resolution No. 4419 was advanced to third reading, the second reading considered the third and the concurrent resolution was placed on final passage.

The President Pro Tempore declared the question before the Senate to be the final passage of House Concurrent Resolution No. 4419.

HOUSE CONCURRENT RESOLUTION NO. 4419 having received a majority was adopted by voice vote.

TWENTIETH DAY, MARCH 29, 2016

2016 1ST SPECIAL SESSION

MOTION

BERNARD DEAN, Deputy Chief Clerk

On motion of Senator Fain, and without objection, the Senate reverted to the fourth order of business.

SIGNED BY THE PRESIDENT PRO TEMPORE

MESSAGE FROM THE HOUSE

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:

March 29, 2016

HOUSE CONCURRENT RESOLUTION NO. 4418,  
HOUSE CONCURRENT RESOLUTION NO. 4419

MR. PRESIDENT:

The Speaker has signed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 6656  
and the same is herewith transmitted.

SIGNED BY THE PRESIDENT PRO TEMPORE

BARBARA BAKER, Chief Clerk

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:

MESSAGE FROM THE HOUSE

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2380

March 29, 2016

MOTION

MR. PRESIDENT:

The Speaker has signed:

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO.  
1713  
and the same is herewith transmitted.

On motion of Senator Fain, and without objection, the measures on the second and third reading calendars were returned to the Committee on Rules.

BARBARA BAKER, Chief Clerk

MOTION

SIGNED BY THE PRESIDENT PRO TEMPORE

On motion of Senator Fain, the reading of the journal for the twentieth day of the 2016 Extraordinary Session of the 64<sup>th</sup> Legislature was dispensed with and it was approved.

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:

ENGROSSED THIRD SUBSTITUTE HOUSE BILL NO.  
1713

Under the provisions of HOUSE CONCURRENT RESOLUTION NO. 4418, the following House Bills were returned to the House of Representatives:

ENGROSSED HOUSE BILL NO. 1465,  
SECOND ENGROSSED SUBSTITUTE HOUSE BILL  
NO. 2340

and the same are herewith transmitted.

MOTION

At 10:55 p.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

March 29, 2016

The Senate was called to order at 10:56 p.m. by the President Pro Tempore, Senator Roach presiding.

MR. PRESIDENT:

Under the provisions of HOUSE CONCURRENT RESOLUTION NO. 4418, the following Senate bills are returned to the Senate:

MESSAGE FROM THE HOUSE

ENGROSSED SECOND SUBSTITUTE SENATE BILL  
NO. 5105,  
ENGROSSED SECOND SUBSTITUTE SENATE BILL  
NO. 5127,  
SECOND ENGROSSED SUBSTITUTE SENATE BILL  
NO. 5575

March 29, 2016

MR. PRESIDENT:

The Speaker has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2380  
and the same is herewith transmitted.

and the same are herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

BERNARD DEAN, Deputy Chief Clerk

MESSAGE FROM THE HOUSE

The President Pro Tempore invited senators, staff and any members of the public present onto the senate floor and line the aisle asking that they not sit at the senators' desks to witness the joint closing of session.

March 29, 2016

MOTION

MR. PRESIDENT:

The Speaker has signed:

HOUSE CONCURRENT RESOLUTION NO. 4418,  
HOUSE CONCURRENT RESOLUTION NO. 4419  
and the same are herewith transmitted.

At 10:58 p.m., on motion of Senator Fain, the 2016 Extraordinary Session of the Sixty-Fourth Legislature adjourned SINE DIE.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate

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Other Action.....	4	Messages .....	20
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6171		Action by Governor .....	15
Action by Governor .....	15	6491	
6177-S		Messages .....	20
Messages .....	20	6498-S	
6196		Messages .....	20
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6206-ES		Action by Governor .....	15
Messages .....	20	6531-S	
6220		Messages .....	16, 19
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6290-S		6656	
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9294 Roger S. Rogoff		SSB 6337 .....	15
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