

TENTH DAY

MORNING SESSION

Senate Chamber, Olympia
Wednesday, January 18, 2017

The Senate was called to order at 10:01 a.m. by the President of the Senate, Lt. Governor Habib presiding. No roll call was taken.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS

January 17, 2017
SGA 9022 RANDY J ROBINSON, appointed on July 8, 2013, for the term ending June 30, 2017, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain; Fortunato; Hobbs and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

January 17, 2017
SGA 9024 GABE P SPENCER, appointed on July 1, 2013, for the term ending June 30, 2017, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain; Hobbs and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

January 17, 2017
SGA 9028 PAMELA J TIETZ, appointed on July 1, 2013, for the term ending June 30, 2017, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain; Hobbs and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

January 17, 2017
SGA 9078 ELIZABETH L BAUM, reappointed on June 23, 2015, for the term ending June 30, 2019, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain; Hobbs and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

January 17, 2017
SGA 9086 KEN A LARSEN, appointed on July 7, 2015, for the term ending June 30, 2019, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain; Hobbs and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

January 17, 2017
SGA 9087 WENDY L LAWRENCE, appointed on July 7, 2015, for the term ending June 30, 2019, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain; Hobbs and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

January 17, 2017
SGA 9092 STEVEN M MOSS, reappointed on June 23, 2015, for the term ending June 30, 2019, as Member of the Housing Finance Commission. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Fain and Kuderer.

Referred to Committee on Human Services, Mental Health & Housing.

MOTION

On motion of Senator Fain, the recommendations of the Standing Committees were accepted and all appointees listed on the Gubernatorial Standing Committee report were referred to the committees as designated.

MOTION

On motion of Senator Fain, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

January 17, 2017

MR. PRESIDENT:

The Speaker has signed:

SENATE CONCURRENT RESOLUTION NO. 8400,
and the same are herewith transmitted.

NONA SNELL, Deputy Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 5226 by Senators Zeiger, Rolfes, Braun, Rivers and Hunt
AN ACT Relating to school district liability for criminal acts committed by their students; and adding a new section to chapter 28A.320 RCW.

Referred to Committee on Law & Justice.

SB 5227 by Senators King and Hobbs
AN ACT Relating to requiring drivers to stop for approaching other on-track equipment at railroad grade crossings; and amending RCW 46.61.340, 46.61.350, 46.61.355, 36.86.100, 46.25.090, and 47.32.140.

Referred to Committee on Transportation.

SB 5228 by Senators Honeyford, Rivers, Fortunato, Becker, Bailey, Ericksen, Warnick and Pearson
AN ACT Relating to the definition of hydraulic project in relation to the hydraulic project approval permits; and reenacting and amending RCW 77.55.011.

Referred to Committee on Natural Resources & Parks.

SB 5229 by Senators Honeyford, Keiser, King and Conway
AN ACT Relating to authorizing theaters with more than four screens to obtain a license to sell beer and wine; and amending RCW 66.24.650.

Referred to Committee on Commerce, Labor & Sports.

SB 5230 by Senators Wilson, Palumbo, Braun, Mullet, Baumgartner, Takko, Brown, Keiser, King, Miloscia, Chase, Walsh, Warnick and Hobbs
AN ACT Relating to the licensing and regulatory requirements of small business owners; creating new sections; and providing an expiration date.

Referred to Committee on Commerce, Labor & Sports.

SB 5231 by Senators Keiser, Kuderer and Conway
AN ACT Relating to notice of charity care availability at time of billing and collection; amending RCW 70.170.060; and providing an effective date.

Referred to Committee on Health Care.

SB 5232 by Senators Brown, Palumbo, Walsh, Dangel, Takko and Chase

AN ACT Relating to allowing incremental electricity produced as a result of efficiency improvements to hydroelectric generation projects whose energy output is marketed by the Bonneville power administration to qualify as an eligible renewable resource under the energy independence act; and amending RCW 19.285.030 and 19.285.040.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5233 by Senators Mullet, Palumbo, Rivers and Wilson
AN ACT Relating to the employee status of language translators and interpreters; amending RCW 51.12.020; and adding a new section to chapter 50.04 RCW.

Referred to Committee on Commerce, Labor & Sports.

SB 5234 by Senators Mullet, Palumbo, Rivers, Liias and Wilson
AN ACT Relating to a systemwide credit policy regarding AP exams; and adding a new section to chapter 28B.77 RCW.

Referred to Committee on Higher Education.

SB 5235 by Senator Takko
AN ACT Relating to withdrawing territory from a cemetery district; and adding a new section to chapter 68.54 RCW.

Referred to Committee on Local Government.

SB 5236 by Senators Zeiger, Fain, Rolfes, Warnick, Rivers and Liias
AN ACT Relating to the creation of a civic learning public-private partnership; adding a new chapter to Title 28A RCW; and making an appropriation.

Referred to Committee on Early Learning & K-12 Education.

SB 5237 by Senators Bailey, Wilson, Chase, Rivers, Keiser, Rolfes and Zeiger
AN ACT Relating to updating workforce investment act references and making no substantive changes; amending RCW 28B.50.281, 28C.18.010, 28C.18.060, 28C.18.150, 28C.18.164, 50.20.250, 50.22.150, 50.62.030, and 74.15.020; and reenacting and amending RCW 28C.04.410 and 50.22.155.

Referred to Committee on Higher Education.

SB 5238 by Senators Warnick, Becker, Wellman, Rolfes and Zeiger
AN ACT Relating to requiring that cursive writing be taught in common schools; amending RCW 28A.230.020; and adding a new section to chapter 28A.230 RCW.

Referred to Committee on Early Learning & K-12 Education.

SB 5239 by Senators Warnick, Takko, Ericksen and Becker

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AN ACT Relating to ensuring that water is available to support development; amending RCW 19.27.097, 36.70A.070, and 58.17.110; adding a new section to chapter 90.44 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Agriculture, Water, Trade & Economic Development.

SB 5240 by Senators Mullet, Zeiger, Rivers, Angel, Takko, Hasegawa and Warnick

AN ACT Relating to gradually increasing the local government share of excess liquor revenues; amending RCW 66.08.190; and creating a new section.

Referred to Committee on Ways & Means.

SB 5241 by Senators Carlyle, O'Ban and Darneille

AN ACT Relating to the educational success of youth in foster care; and amending RCW 28A.320.192.

Referred to Committee on Early Learning & K-12 Education.

SB 5242 by Senators Fain and Mullet

AN ACT Relating to permissible activities by insurers or insurance producers with customers and potential customers; and amending RCW 48.30.140 and 48.30.150.

Referred to Committee on Financial Institutions & Insurance.

SB 5243 by Senators Dansel, Walsh, Hunt and Takko

AN ACT Relating to authorizing certain public facilities districts to acquire, construct, own, remodel, maintain, equip, reequip, repair, finance, and operate one or more recreational facilities other than a ski area with voter approval; and amending RCW 35.57.020.

Referred to Committee on Local Government.

SB 5244 by Senators O'Ban, Hobbs, Takko and Wilson

AN ACT Relating to the means of communication between a buyer or lessee and an auto dealer during the "bushing" period; and amending RCW 46.70.180.

Referred to Committee on Transportation.

SB 5245 by Senators Hobbs and Bailey

AN ACT Relating to defining veteran for the purpose of receiving certain benefits; and amending RCW 41.04.007.

Referred to Committee on State Government.

SB 5246 by Senators Zeiger, Billig, Fain and Mullet

AN ACT Relating to the department of early learning's access to records and personal information for purposes of determining character and suitability of child care workers and individuals who have unsupervised access to children in child care settings; amending RCW 13.50.100, 26.44.100, 43.215.200, and 74.04.060; and reenacting and amending RCW 43.43.832 and 43.215.215.

Referred to Committee on Early Learning & K-12 Education.

SB 5247 by Senators Zeiger, Mullet, Fain and Billig

AN ACT Relating to updating certain department of early learning advising and contracting mechanisms to reflect federal requirements, legislative mandates, and planned system improvements; and amending RCW 43.215.090 and 43.215.130.

Referred to Committee on Early Learning & K-12 Education.

SB 5248 by Senators Rivers, Cleveland, Becker and Carlyle

AN ACT Relating to persons to whom the department of health may provide prescription monitoring program data; and amending RCW 70.225.040.

Referred to Committee on Health Care.

SB 5249 by Senators Keiser, Conway, Saldaña and Hasegawa

AN ACT Relating to damages for wage theft; amending RCW 49.52.070; and prescribing penalties.

Referred to Committee on Commerce, Labor & Sports.

SB 5250 by Senators Keiser, Rivers and Hasegawa

AN ACT Relating to amendments to bylaws of a condominium association; and amending RCW 64.34.324.

Referred to Committee on Financial Institutions & Insurance.

SB 5251 by Senators Takko, Warnick, Rolfes, McCoy and Zeiger

AN ACT Relating to tourism marketing; reenacting and amending RCW 43.79A.040; adding a new section to chapter 82.08 RCW; adding a new chapter to Title 43 RCW; and creating a new section.

Referred to Committee on Commerce, Labor & Sports.

SB 5252 by Senator Angel

AN ACT Relating to measuring the effectiveness of document recording fee surcharge funds that support homeless programs; amending RCW 43.185C.040; and creating a new section.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5253 by Senators Cleveland, Rivers, Kuderer, Keiser and Conway

AN ACT Relating to the Washington state health insurance pool; and amending RCW 48.41.100 and 48.41.160.

Referred to Committee on Health Care.

SB 5254 by Senators Fain, Palumbo, Zeiger, Angel, Hobbs and Mullet

AN ACT Relating to ensuring adequacy of buildable lands and zoning in urban growth areas and providing funding for low-income housing and homelessness programs; amending RCW 36.70A.115, 36.70A.215, 36.70A.070, 47.80.023, 36.70A.210, 43.62.035, 36.70A.110, 36.22.179, 82.46.037, 43.185C.030, 43.185C.040, 43.185C.160, 36.22.178, 36.22.1791, 43.185C.240, 43.21C.440, and 43.21C.229;

adding a new section to chapter 43.185C RCW; adding a new chapter to Title 84 RCW; and creating new sections.

Referred to Committee on Local Government.

SB 5255 by Senator Padden

AN ACT Relating to seizure and forfeiture reporting; and amending RCW 69.50.505.

Referred to Committee on Law & Justice.

SB 5256 by Senators Fain, Pedersen, Zeiger, Palumbo, Miloscia, Frockt and Darneille

AN ACT Relating to sexual assault protection orders; and amending RCW 7.90.120 and 7.90.121.

Referred to Committee on Law & Justice.

SB 5257 by Senators Kuderer, Palumbo and Billig

AN ACT Relating to including referred and diverted youth in establishing community juvenile accountability program guidelines; and amending RCW 13.40.510.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5258 by Senators Zeiger, Fain, Mullet and Rolfes

AN ACT Relating to creating the Washington academic, innovation, and mentoring program; adding a new section to chapter 43.330 RCW; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 5259 by Senators Rivers, Cleveland, Darneille and Fain

AN ACT Relating to changing the designation of the state behavioral health authority from the department of social and health services to the health care authority and transferring the related powers, functions, and duties to the health care authority and the department of health; amending RCW 43.20A.025, 43.20A.025, 43.20A.065, 43.20A.433, 43.20A.890, 43.20A.892, 43.20A.893, 43.20A.894, 43.20A.896, 43.20A.897, 74.04.015, 71.05.026, 71.05.026, 71.05.027, 71.05.040, 71.05.100, 71.05.203, 71.05.203, 71.05.214, 71.05.214, 71.05.215, 71.05.240, 71.05.285, 71.05.320, 71.05.320, 71.05.325, 71.05.325, 71.05.330, 71.05.335, 71.05.340, 71.05.340, 71.05.350, 71.05.380, 71.05.435, 71.05.435, 71.05.510, 71.05.520, 71.05.525, 71.05.560, 71.05.560, 71.05.590, 71.05.590, 71.05.590, 71.05.620, 71.05.620, 71.05.720, 71.05.732, 71.05.740, 71.05.745, 71.05.745, 71.05.750, 71.05.750, 71.05.755, 71.05.760, 71.05.801, 71.05.940, 71.24.015, 71.24.030, 71.24.035, 71.24.037, 71.24.045, 71.24.045, 71.24.061, 71.24.100, 71.24.155, 71.24.160, 71.24.215, 71.24.220, 71.24.240, 71.24.300, 71.24.310, 71.24.320, 71.24.330, 71.24.330, 71.24.340, 71.24.350, 71.24.360, 71.24.370, 71.24.380, 71.24.385, 71.24.400, 71.24.405, 71.24.415, 71.24.420, 71.24.430, 71.24.455, 71.24.460, 71.24.470, 71.24.480, 71.24.490, 71.24.500, 71.24.515, 71.24.520, 71.24.525, 71.24.530, 71.24.535, 71.24.540, 71.24.545, 71.24.555, 71.24.565, 71.24.580, 71.24.590, 71.24.595, 71.24.605, 71.24.610, 71.24.615, 71.24.620, 71.24.625, 71.24.630, 71.24.640, 71.24.645, 71.24.650, 71.24.805, 71.24.810, 71.24.850, 71.24.860, 71.24.902, 71.34.010, 71.34.300, 71.34.365, 71.34.375, 71.34.375, 71.34.380, 71.34.385, 71.34.385, 71.34.390, 71.34.395, 71.34.400,

71.34.400, 71.34.405, 71.34.420, 71.34.420, 71.34.600, 71.34.600, 71.34.610, 71.34.630, 71.34.630, 71.34.640, 71.34.720, 71.34.720, 71.34.760, 71.34.760, 71.34.780, 71.34.780, 71.34.780, 71.34.790, 71.36.025, 71.36.040, 71.36.060, 70.96A.011, 70.96A.020, 70.96A.095, 70.96A.097, 70.96A.110, 70.96A.120, 70.96A.140, 70.96A.148, 70.96A.160, 70.96A.180, 70.96A.235, 70.96A.240, 70.96A.245, 70.96A.260, 70.96A.265, 70.96A.915, 70.96B.010, 70.96B.020, 70.96B.030, 70.96B.045, 70.96B.050, 70.96B.070, 70.96B.090, 70.96B.140, 41.05.015, 41.05.021, 41.05A.005, 74.09.050, 74.09.055, 74.09.080, 74.09.120, 74.09.160, 74.09.210, 74.09.220, 74.09.230, 74.09.240, 74.09.260, 74.09.280, 74.09.290, 74.09.315, 74.09.325, 74.09.522, 74.09.530, 74.09.540, 74.09.730, 74.09.780, 74.09A.030, 74.64.010, 74.66.010, 70.02.010, 70.02.230, 70.02.240, 70.02.250, 70.02.260, 70.02.340, 70.02.350, 43.70.080, 43.59.030, 48.21.180, 48.44.240, 48.46.350, 69.50.540, 2.30.020, 2.30.030, 9.41.300, 9.94A.703, 10.05.040, 10.05.050, 18.205.080, 18.88A.020, 46.61.5056, 72.09.350, 72.09.370, 72.09.370, 72.09.380, 72.09.381, 72.09.585, and 74.34.020; reenacting and amending RCW 71.05.020, 71.05.020, 71.05.215, 71.05.240, 71.05.320, 71.05.425, 71.05.445, 71.24.025, 71.24.025, 71.24.600, 71.34.020, 71.34.020, 71.34.720, 71.36.010, 70.02.010, 70.02.230, 42.56.270, and 46.61.5055; adding new sections to chapter 41.05 RCW; adding a new section to chapter 43.70 RCW; adding a new section to chapter 71.34 RCW; adding new sections to chapter 71.24 RCW; adding new sections to chapter 74.09 RCW; creating new sections; recodifying RCW 43.20A.025, 43.20A.065, 43.20A.433, 43.20A.890, 43.20A.892, 43.20A.893, 43.20A.894, 43.20A.896, and 43.20A.897; decodifying RCW 71.24.065; providing effective dates; providing expiration dates; and declaring an emergency.

Referred to Committee on Health Care.

SB 5260 by Senator Warnick

AN ACT Relating to the continuation of tax preferences supporting the solar silicon manufacturing industry; amending RCW 82.04.294 and 82.08.9651; creating new sections; providing an effective date; providing expiration dates; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5261 by Senator Warnick

AN ACT Relating to irrigation district authority; and amending RCW 87.03.015, 87.03.0155, and 87.03.115.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5262 by Senators King and Hobbs

AN ACT Relating to the weight limitation for certain vessels exempt from the pilotage act; and amending RCW 88.16.070.

Referred to Committee on Transportation.

SB 5263 by Senator Warnick

AN ACT Relating to procurement of seeds by state agencies; and adding a new section to chapter 39.26 RCW.

Referred to Committee on Agriculture, Water, Trade & Economic Development.

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SB 5264 by Senators Rivers and Conway

AN ACT Relating to virtual currency; reenacting and amending RCW 69.50.101; and adding a new section to chapter 69.50 RCW.

Referred to Committee on Commerce, Labor & Sports.

SB 5265 by Senators Rivers, Wellman, Warnick, Hobbs, McCoy, Mullet, Takko, Keiser, Ranker and Chase

AN ACT Relating to authorization for projects and appropriating funds recommended by the public works board; creating a new section; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5266 by Senators O'Ban, Pedersen, Angel and Darneille

AN ACT Relating to theft of rental property; amending RCW 9A.56.096; and prescribing penalties.

Referred to Committee on Law & Justice.

SB 5267 by Senators Hunt, Mullet, Chase, Darneille, Ranker, Wellman, McCoy, Nelson, Liias, Billig, Palumbo, Keiser, Saldaña, Kuderer, Conway, Rolfes, Carlyle, Cleveland, Hasegawa, Hobbs, Pedersen and Takko

AN ACT Relating to establishing a voting rights act to promote equal voting opportunity in certain political subdivisions by authorizing district-based elections, requiring redistricting and new elections in certain circumstances, and establishing a cause of action to redress lack of voter opportunity; amending RCW 36.32.020, 53.12.010, 54.12.010, and 29A.76.010; adding a new section to chapter 28A.343 RCW; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; adding a new section to chapter 52.14 RCW; and adding a new chapter to Title 29A RCW.

Referred to Committee on State Government.

SB 5268 by Senators Takko, Chase, Warnick, Schoesler, King, Sheldon, Saldaña, Cleveland, Pearson, Honeyford and Hawkins

AN ACT Relating to notice to the licensee before a concealed pistol license expires; and amending RCW 9.41.070.

Referred to Committee on Law & Justice.

SB 5269 by Senators Warnick, Honeyford and Takko

AN ACT Relating to WAC 173-563-020(4) and 173-531A-060 regarding the processing of applications for Columbia river water right permits to clarify legislative intent to ensure that the rules can be implemented as written; and amending RCW 90.90.020.

Referred to Committee on Agriculture, Water, Trade & Economic Development.

SB 5270 by Senators Hawkins and Takko

AN ACT Relating to expiration dates affecting the department of natural resources' contract harvesting

program; amending 2013 c 255 s 1 and 2009 c 418 s 7 (uncodified); repealing 2010 c 126 s 12; and repealing 2013 c 255 ss 2 and 3 and 2010 c 126 ss 15 and 16 (uncodified).

Referred to Committee on Natural Resources & Parks.

SB 5271 by Senators Hobbs and King

AN ACT Relating to aligning existing definitions and practices to establish a uniform process for updating addresses of record and make conforming amendments to statutes administered by the department of licensing; amending RCW 46.04.199, 46.12.530, 46.16A.040, 46.16A.190, 46.17.230, 46.17.330, 46.20.205, 46.52.120, 46.68.035, and 88.02.375; and adding a new section to chapter 46.08 RCW.

Referred to Committee on Transportation.

SB 5272 by Senators Saldaña, Hasegawa, Ranker, Chase, Hunt, Darneille, Wellman, Keiser, Cleveland and Takko

AN ACT Relating to vacating convictions arising from offenses committed as a result of being a victim of trafficking, promoting prostitution, or promoting commercial sexual abuse of a minor; amending RCW 9.96.070; and reenacting and amending RCW 9.96.060.

Referred to Committee on Law & Justice.

SB 5273 by Senator Fain

AN ACT Relating to electronic filing of court documents; adding a new section to chapter 2.04 RCW; creating a new section; and making an appropriation.

Referred to Committee on Law & Justice.

SCR 8401 by Senators Bailey, Rolfes, Hasegawa, Chase, Rivers, Zeiger and Keiser

Approving the 2016 state comprehensive plan for workforce training and education.

Referred to Committee on Higher Education.

MOTION

On motion of Senator Fain, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 5228 which had been designated to the Committee on Agriculture, Water, Trade & Economic Development and was referred to the Committee on Natural Resources & Parks and Senate Bill No. 5265 which had been designated to the Committee on State Government and referred to the Committee on Ways & Means.

MOTION

At 10:07 a.m., on motion of Senator Fain, the Senate adjourned until 12:00 o'clock p.m. Thursday, January 19, 2017.

CYRUS HABIB, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate