

## SIXTY SIXTH LEGISLATURE - REGULAR SESSION

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**ELEVENTH DAY**


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House Chamber, Olympia, Thursday, January 23, 2020

The House was called to order at 10:00 a.m. by the Speaker (Representative Lovick presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Afton Stocker and Britta Thomas. The Speaker (Representative Lovick presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Mike Boisture, Puyallup Nazarene Church, Chaplain for the Puyallup Police Department and Seattle Secret Service, Washington.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

Speaker Jinkins assumed the chair.

There being no objection, the House advanced to the third order of business.

**MESSAGE FROM THE SENATE**

January 22, 2020

Mme. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5395,  
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO.  
5549,  
SENATE BILL NO. 5792,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the fourth order of business.

**INTRODUCTION & FIRST READING**

HB 2809 by Representatives Caldier, Kilduff and Pollet

AN ACT Relating to essential needs and housing support eligibility; and amending RCW 74.04.805.

Referred to Committee on Appropriations.

HB 2810 by Representatives Walsh, Blake and Van Werven

AN ACT Relating to circumstances requiring regionalization adjustments; amending RCW 28A.150.412; and providing an effective date.

Referred to Committee on Appropriations.

HB 2811 by Representatives J. Johnson, Steele, Santos, Ramel, Thai, Mead, Frame, Davis, Valdez, Bergquist, Doglio, Kirby, Lovick, Tarleton, Dolan, Goodman, Gregerson, Slatter, Macri, Hudgins, Pollet, Ryu and Stonier

AN ACT Relating to establishing a statewide environmental sustainability education program; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Appropriations.

HB 2812 by Representatives Young, Shea and Walsh

AN ACT Relating to uniform due process of land use code violations; amending RCW 36.70.670, 35A.63.120, 19.27.050, and 35.63.080; and creating a new section.

Referred to Committee on Local Government.

HB 2813 by Representatives Walsh, Shea, McCaslin, Klippert, Eslick, Corry, Dent, Gildon and Young

AN ACT Relating to making the early achievers quality rating and improvement system voluntary; amending RCW 43.216.085, 43.216.110, 43.216.255, 43.216.089, 43.216.515, 43.216.555, 26.44.272, 43.31.575, 43.216.090, and 43.216.578; and reenacting and amending RCW 43.216.135.

Referred to Committee on Human Services & Early Learning.

HB 2814 by Representatives Ortiz-Self, Chopp, Frame, Senn, Callan, Sells, Pollet, Stonier, Davis, Gregerson, Valdez, Bergquist, Slatter and Macri

AN ACT Relating to developing best practices for the child care industry as recommended by the child care workforce commission; adding new sections to chapter 43.22 RCW; and creating new sections.

Referred to Committee on Labor & Workplace Standards.

HB 2815 by Representative Ortiz-Self

AN ACT Relating to library districts; and amending RCW 27.12.222 and 27.15.020.

Referred to Committee on Local Government.

HB 2816 by Representatives Corry, Steele, Caldier, Van Werven, Eslick, Chambers and Boehnke

AN ACT Relating to nurturing positive social and emotional school and classroom climates; adding a new section to chapter 28A.345 RCW; and creating a new section.

Referred to Committee on Education.

HB 2817 by Representatives Peterson and Vick

AN ACT Relating to transferring the authority from the liquor and cannabis board to the legislature regarding the issuance and forfeiture of marijuana retailer, marijuana producer, and marijuana processor licenses; amending RCW 69.50.325, 69.50.345, 69.50.354, and 19.85.020; reenacting and amending RCW 69.50.345; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Commerce & Gaming.

HB 2818 by Representatives Harris, Stonier, Dent, Callan, Wylie, Leavitt, Dolan, Davis, Lovick, Ryu, Walen, Shewmake, Eslick, Smith, Chambers, Boehnke, Bergquist, J. Johnson and Slatter

AN ACT Relating to recognizing the eighteenth day of December as blood donor day; reenacting and amending RCW 1.16.050; and creating a new section.

Referred to Committee on State Government & Tribal Relations.

HB 2819 by Representatives Mosbrucker, Blake, Chandler, Hoff, Fitzgibbon, Dent, Shewmake and Boehnke

AN ACT Relating to designating pumped storage projects located in a county bordering the Columbia river utilizing statutorily authorized water rights to be projects of statewide significance; amending RCW 43.157.010; and creating a new section.

Referred to Committee on Environment & Energy.

HB 2820 by Representatives Klippert, Kilduff, Davis, Goodman and Pollet

AN ACT Relating to court orders involving weapons or domestic violence; amending RCW 10.99.040; and reenacting and amending RCW 9.41.800.

Referred to Committee on Civil Rights & Judiciary.

HB 2821 by Representatives Cody, Robinson, Macri and Pollet

AN ACT Relating to establishing and funding the health insurance affordability account; adding a new section to chapter 48.14 RCW; and adding a new section to chapter 41.05 RCW.

Referred to Committee on Finance.

HB 2822 by Representatives Walsh, Shea, Goehner and Chambers

AN ACT Relating to requiring that witnesses to voter signature marks on ballot declarations be verified registered voters; amending RCW 29A.40.091, 29A.40.160, and 29A.60.165; and reenacting and amending RCW 29A.40.110.

Referred to Committee on State Government & Tribal Relations.

HB 2823 by Representatives Ramel, Lekanoff, Bergquist and Pollet

AN ACT Relating to school district levies; and amending RCW 84.52.0531.

Referred to Committee on Education.

HB 2824 by Representatives Appleton, Walen and Pollet

AN ACT Relating to prohibiting the participation of animals in traveling animal acts; amending RCW 16.52.011; adding a new section to chapter 16.52 RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety.

HB 2825 by Representatives Goehner, Chapman, Steele, Dent, DeBolt, Mosbrucker, Mead, Boehnke, Tarleton, Orcutt, Dufault, McCaslin, Ybarra, Blake, Fitzgibbon and Shea

AN ACT Relating to promoting oil-free hydroelectric turbine technology; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; providing an effective date; and providing expiration dates.

Referred to Committee on Finance.

HB 2826 by Representatives Peterson and Pollet

AN ACT Relating to clarifying the authority of the liquor and cannabis board to regulate marijuana vapor products; amending RCW 69.50.342; reenacting and amending RCW 69.50.101; adding a new section to chapter 69.50 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Commerce & Gaming.

ESSB 5395 by Senate Committee on Early Learning & K-12 Education (originally sponsored by Wilson, C., Randall, Keiser, Saldaña, Takko, Mullet, Wellman, Das, Nguyen, Billig, Pedersen, Rolfes, Darneille, Dhingra, Hasegawa, Hunt and Kuderer)

AN ACT Relating to requiring comprehensive sexual health education that is consistent with the Washington state health and physical education K-12 learning standards and that requires affirmative consent curriculum; and amending RCW 28A.300.475.

Referred to Committee on Education.

E2SSB 5549 by Senate Committee on Ways & Means (originally sponsored by Liias, King, Hunt and Braun)

AN ACT Relating to modernizing resident distillery marketing and sales restrictions; amending RCW 66.24.140, 66.24.145, 66.28.040, 66.24.630, and 66.28.310; reenacting and amending RCW 42.56.270; adding new sections to chapter 66.24 RCW; and providing an effective date.

Referred to Committee on Commerce & Gaming.

SB 5792 by Senators Salomon, Wellman, Walsh and Honeyford

AN ACT Relating to making statutory requirements and policies for cultural access programs the same in all counties of the state; and amending RCW 36.160.020, 36.160.100, and 36.160.110.

Referred to Committee on Housing, Community Development & Veterans.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the fifth order of business.

## REPORTS OF STANDING COMMITTEES

January 21, 2020

HB 1067 Prime Sponsor, Representative Pellicciotti: Concerning employment after public service in state government. Reported by Committee on State Government & Tribal Relations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Gregerson, Chair; Pellicciotti, Vice Chair; Walsh, Ranking Minority Member; Goehner, Assistant Ranking Minority

Member; Appleton; Dolan; Hudgins; Mosbrucker and Smith.

Referred to Committee on Rules for second reading.

January 21, 2020

HB 2092 Prime Sponsor, Representative Mosbrucker: Concerning huckleberry buyers retaining and disclosing records to law enforcement. Reported by Committee on Rural Development, Agriculture, & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Shewmake, Vice Chair; Chandler, Ranking Minority Member; Dent, Assistant Ranking Minority Member; Chapman; Dye; Fitzgibbon; Kretz; Lekanoff; Orcutt; Pettigrew; Ramos; Schmick; Springer and Walsh.

Referred to Committee on Rules for second reading.

January 21, 2020

HB 2213 Prime Sponsor, Representative MacEwen: Modifying Washington state horse racing commission provisions. Reported by Committee on Commerce & Gaming

MAJORITY recommendation: Do pass. Signed by Representatives Peterson, Chair; Kloba, Vice Chair; MacEwen, Ranking Minority Member; Chambers, Assistant Ranking Minority Member; Blake; Jenkin; Kirby; Morgan; Ramel; Vick and Young.

Referred to Committee on Appropriations.

January 21, 2020

HB 2216 Prime Sponsor, Representative Eslick: Increasing the maximum bet in sports pools. Reported by Committee on Commerce & Gaming

MAJORITY recommendation: Do pass. Signed by Representatives Peterson, Chair; Kloba, Vice Chair; MacEwen, Ranking Minority Member; Chambers, Assistant Ranking Minority Member; Blake; Jenkin; Kirby; Morgan; Ramel; Vick and Young.

Referred to Committee on Rules for second reading.

January 21, 2020

HB 2246 Prime Sponsor, Representative Fitzgibbon: Concerning the reorganization of laws related to environmental health without making any substantive, policy changes. Reported by Committee on Environment & Energy

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Fitzgibbon, Chair; Lekanoff, Vice Chair; DeBolt, Ranking Minority Member; Dye, Assistant Ranking Minority Member; Boehnke; Doglio; Fey; Goehner; Mead; Robinson and Shewmake.

Referred to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

## SECOND READING

There being no objection, HOUSE BILL NO. 1435 was referred to the Committee on Rules.

**SUBSTITUTE HOUSE BILL NO. 1010, by House Committee on Civil Rights & Judiciary (originally sponsored by Senn, Lovick, Chapman, Walen, Slatter, Kloba, Peterson, Valdez, Kilduff, Ryu, Fitzgibbon, Appleton, Jinkins, Macri, Wylie, Goodman, Cody, Bergquist, Doglio, Robinson, Orwall, Stanford, Ortiz-Self, Santos, Frame and Leavitt)**

**Concerning the disposition of forfeited firearms by the Washington state patrol.**

The bill was read the second time.

Representative McCaslin moved the adoption of amendment (1029):

On page 3, line 27, after "destroyed" insert "and firearms that are damaged beyond repair may be destroyed"

On page 3, line 28, after "retain" strike "a maximum of ten percent of" and insert "~~((a maximum of ten percent of))~~"

On page 3, line 30, after "dealers" strike "or destroyed"

On page 3, beginning on line 32, after "trade." strike all material through "destroyed." on line 35

Representative McCaslin spoke in favor of the adoption of the amendment.

Representative Kilduff spoke against the adoption of the amendment.

Amendment (1029) was not adopted.

Representative Klippert moved the adoption of amendment (1013):

On page 3, line 30, after "dealers or" insert ", once the requirements of subsection (3) are met,"

On page 3, line 36, after "(3)" insert "The Washington state patrol shall dedicate the first one hundred thousand dollars in proceeds collected on or after the effective date of this section from the auction or trade of legal firearms to pay for additional target zero impaired driving emphasis."

(4) "

On page 4, at the beginning of line 3, strike "(4)" and insert "~~((4))~~ (5) "

On page 4, line 11, after "subsection" strike "(3)" and insert "~~((3))~~ (4) "

Representative Klippert spoke in favor of the adoption of the amendment.

Representative Kilduff spoke against the adoption of the amendment.

Amendment (1013) was not adopted.

Representative Walsh moved the adoption of amendment (1015):

On page 3, line 30, after "dealers or" insert ", subject to the limitation in subsection (3) of this section,"

On page 3, line 36, after "(3)" insert "The Washington state patrol must auction or trade legal firearms, and may not destroy legal firearms, if the Washington state patrol's total expenditures exceed total allotments for executive protection unit services provided under RCW 43.43.035."

(4) "

On page 4, at the beginning of line 3, strike "(4)" and insert "~~((4))~~ (5) "

On page 4, line 11, after "subsection" strike "(3)" and insert "~~((3))~~ (4) "

Representative Walsh spoke in favor of the adoption of the amendment.

Representative Kilduff spoke against the adoption of the amendment.

Amendment (1015) was not adopted.

Representative Graham moved the adoption of amendment (1025):

On page 3, line 30, after "dealers" strike "or destroyed"

On page 3, line 31, after "patrol" insert "shall transmit any proceeds of an auction or trade of legal firearms to the state treasurer for deposit in the sexual assault prevention and response account under RCW 36.28A.435 to be used to fund the forensic analysis of sexual assault kits, except that once the sexual assault kit testing backlog is eliminated, the Washington state patrol"

On page 3, beginning on line 32, after "trade." strike all material through "destroyed." on line 35

On page 4, after line 11, insert the following:

**"Sec. 2.** RCW 36.28A.435 and 2017 c 290 s 6 are each amended to read as follows:

(1) The sexual assault prevention and response account is created in the state treasury. All legislative appropriations and transfers; gifts, grants, and other donations; and all other revenues directed to the account must be deposited into the sexual assault prevention and response account. Moneys in the account may only be spent after appropriation.

(2) The legislature must prioritize appropriations from the account for: The Washington sexual assault kit initiative project created in RCW 36.28A.430; the office of crime victims advocacy for the purpose of providing support and services, including educational and vocational training, to victims of sexual assault and trafficking; victim-centered, trauma-informed training for prosecutors, law enforcement, and victim advocates including, but not limited to, the training in RCW 43.101.272, 43.101.274, and 43.101.276; the Washington state patrol for the purpose of funding the statewide sexual assault kit tracking system and funding the forensic analysis of sexual assault kits.

(3) All moneys transferred to the account from the proceeds of the auction or trade of forfeited firearms by the Washington state patrol under RCW 9.41.098(2)(d) shall be used to fund the forensic analysis of sexual assault kits."

Correct the title.

Representatives Graham and Smith spoke in favor of the adoption of the amendment.

Representative Kilduff spoke against the adoption of the amendment.

Division was demanded and the demand was sustained. The Speaker divided the House. The result was 44 - YEAS; 54 - NAYS.

Amendment (1025) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Senn, Lovick, Kilduff and Chapman spoke in favor of the passage of the bill.

Representatives Irwin, Sutherland, Graham, Jenkin, Barkis, Shea and Klippert spoke against the passage of the bill.

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 1010.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1010, and the bill passed the House by the following vote: Yeas, 56; Nays, 42; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Callan, Chapman, Chopp, Cody, Davis, Doglio, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hansen, Hudgins, J. Johnson, Kilduff, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Mead, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Pellicciotti, Peterson, Pettigrew, Pollet, Ramel, Ramos, Riccelli, Robinson, Ryu, Santos, Sells, Senn, Shewmake, Slatter, Springer, Stonier, Sullivan, Tarleton, Thai, Tharinger, Valdez, Walen, Wylie and Mr. Speaker.

Voting nay: Representatives Barkis, Blake, Boehnke, Caldier, Chambers, Chandler, Corry, DeBolt, Dent, Dufault, Dye, Eslick, Gildon, Goehner, Graham, Griffey, Harris, Hoff, Irwin, Jenkin, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, Mosbrucker, Orcutt, Rude, Schmick, Shea, Smith, Steele, Stokesbary, Sutherland, Van Werven, Vick, Volz, Walsh, Wilcox, Ybarra and Young.

SUBSTITUTE HOUSE BILL NO. 1010, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

### MOTION

There being no objection, the Committee on Appropriations was relieved of HOUSE BILL NO. 2789, and the bill was referred to the Committee on Public Safety.

There being no objection, the House adjourned until 9:55 a.m., January 24, 2020, the 12th Day of the Regular Session.

LAURIE JINKINS, Speaker

BERNARD DEAN, Chief Clerk

1010-S		2816	
Second Reading .....	4	Introduction & 1st Reading .....	2
Amendment Offered .....	4	2817	
Third Reading Final Passage .....	5	Introduction & 1st Reading .....	2
1067		2818	
Committee Report.....	3	Introduction & 1st Reading .....	2
1435		2819	
Other Action .....	4	Introduction & 1st Reading .....	2
2092		2820	
Committee Report.....	3	Introduction & 1st Reading .....	2
2213		2821	
Committee Report.....	3	Introduction & 1st Reading .....	2
2216		2822	
Committee Report.....	3	Introduction & 1st Reading .....	2
2246		2823	
Committee Report.....	3	Introduction & 1st Reading .....	2
2789		2824	
Other Action .....	5	Introduction & 1st Reading .....	2
2809		2825	
Introduction & 1st Reading.....	1	Introduction & 1st Reading .....	2
2810		2826	
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2811		5395-S	
Introduction & 1st Reading.....	1	Introduction & 1st Reading .....	3
2812		Messages .....	1
Introduction & 1st Reading.....	1	5549-S2	
2813		Introduction & 1st Reading .....	3
Introduction & 1st Reading.....	1	Messages .....	1
2814		5792	
Introduction & 1st Reading.....	1	Introduction & 1st Reading .....	3
2815		Messages .....	1
Introduction & 1st Reading.....	1		