

FORTIETH DAY, FEBRUARY 18, 2022

2022 REGULAR SESSION

FORTIETH DAY**AFTERNOON SESSION**Senate Chamber, Olympia
Friday, February 18, 2022

The Senate was called to order at 12:30 p.m. by the President of the Senate, Lt. Governor Heck presiding. The Secretary called the roll.

The Nisei Veterans Committee Color Guard presented the Colors from Nisei Veterans Committee Memorial Hall, Seattle. The Color Guard was comprised of Mr. Rick Takeuchi; Mr. Terry Yaplee; Mr. Allen Nakamoto; Mr. Dale Kaku; Mr. Atsushi Kiuchi; Mr. Michael Yaguchi; Mr. Craig Dougherty; and Mr. Walt Tanimoto.

The Senate was led in the Pledge of Allegiance by Boy Scout Troop 252 comprised of Danilo Murata; Ervin Nagai; Sebastien Kaku; Theo Kaku; and Alexander Bertelsen.

The prayer was offered by Reverend Taijo Imanaka, Head Priest, Seattle Koyasan Buddhist Temple.

MOTION

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

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

REPORTS OF STANDING COMMITTEES

February 17, 2022

E2SHB 1099 Prime Sponsor, Committee on Appropriations: Improving the state's climate response through updates to the state's comprehensive planning framework. Reported by Committee on Housing & Local Government

MAJORITY recommendation: Do pass as amended. Signed by Senators Kuderer, Chair; Das, Vice Chair; Cleveland; Lovelett; Salomon and Trudeau.

MINORITY recommendation: Do not pass. Signed by Senators Fortunato, Ranking Member; Gildon, Assistant Ranking Member; Sefzik; Warnick and Wilson, J.

Referred to Committee on Ways & Means.

February 17, 2022

HB 1105 Prime Sponsor, Representative Kloba: Concerning arrest protections for the medical use of cannabis. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Kuderer; Pedersen and Salomon.

MINORITY recommendation: Do not pass. Signed by Senators McCune, Assistant Ranking Member and Honeyford.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Padden, Ranking Member and Wagoner.

Referred to Committee on Rules for second reading.

February 17, 2022

ESHB 1175 Prime Sponsor, Committee on Finance: Providing a property tax exemption for real property used as a host home associated with a host home program. Reported by Committee on Human Services, Reentry & Rehabilitation

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Wilson, C., Chair; Gildon, Ranking Member; Nguyen, Vice Chair; Dozier; Saldaña and Trudeau.

Referred to Committee on Ways & Means.

February 16, 2022

SHB 1286 Prime Sponsor, Committee on Health Care & Wellness: Adopting the psychology interjurisdictional compact. Reported by Committee on Behavioral Health Subcommittee to Health & Long Term Care

MAJORITY recommendation: Do pass. Signed by Senators Frockt, Chair; Wagoner, Ranking Member; Dhingra; Nobles and Warnick.

Referred to Committee on Rules for second reading.

February 17, 2022

ESHB 1333 Prime Sponsor, Committee on Finance: Providing an extension to the local sales and use tax for public facilities in rural counties. Reported by Committee on Housing & Local Government

MAJORITY recommendation: Do pass. Signed by Senators Fortunato, Ranking Member; Gildon, Assistant Ranking Member; Kuderer, Chair; Das, Vice Chair; Cleveland; Lovelett; Salomon; Sefzik; Trudeau; Warnick and Wilson, J.

Referred to Committee on Ways & Means.

February 17, 2022

HB 1376 Prime Sponsor, Representative Fey: Concerning registration of land titles. Reported by Committee on Housing & Local Government

MAJORITY recommendation: Do pass as amended. Signed by Senators Gildon, Assistant Ranking Member; Kuderer, Chair; Das, Vice Chair; Cleveland; Lovelett; Salomon and Trudeau.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Fortunato, Ranking Member; Sefzik; Warnick and Wilson, J.

Referred to Committee on Rules for second reading.

February 17, 2022

SHB 1389 Prime Sponsor, Committee on Consumer Protection & Business: Concerning transportation. Reported by Committee on Transportation

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Liias, Chair; Saldaña, Vice Chair; King, Ranking Member; Cleveland; Das; Fortunato; Hawkins; Holy; Lovelett; Lovick; Nguyen; Nobles; Padden; Randall; Sheldon; Wilson, C. and Wilson, J.

Referred to Committee on Business, Financial Services & Trade.

February 17, 2022

HB 1430 Prime Sponsor, Representative Kloba: Concerning the duration of state upland leases for lands managed by the department of natural resources. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: Do pass as amended. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Honeyford; Rolfes; Short and Stanford.

Referred to Committee on Rules for second reading.

February 17, 2022

SHB 1508 Prime Sponsor, Committee on Rural Development, Agriculture & Natural Resources: Concerning the sanitary control of shellfish. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Honeyford; Rolfes; Short and Stanford.

Referred to Committee on Ways & Means.

February 17, 2022

HB 1612 Prime Sponsor, Representative Sells: Making technical cross-reference corrections in statutes governing unemployment insurance. Reported by Committee on Labor, Commerce & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair, Labor; Stanford, Vice Chair, Commerce & Tribal Affairs; King, Ranking Member; Braun; Robinson; Saldaña and Schoesler.

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1613 Prime Sponsor, Representative Sells: Concerning shared reporting responsibilities for both the paid family and medical leave and the long-term services and supports trust programs to clarify that information collected from employer reports shall remain private. Reported by Committee on Labor, Commerce & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair, Labor; Stanford, Vice Chair, Commerce & Tribal Affairs; King, Ranking Member; Braun; Robinson; Saldaña and Schoesler.

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1625 Prime Sponsor, Representative Bronoske:

Specifying that space force reserve members who are officers or employees of the state of Washington or of any county, city, or other political subdivision have access to a period of paid military leave of absence from employment. Reported by Committee on Labor, Commerce & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair, Labor; Stanford, Vice Chair, Commerce & Tribal Affairs; King, Ranking Member; Braun; Robinson; Saldaña and Schoesler.

Referred to Committee on Rules for second reading.

February 17, 2022

SHB 1642 Prime Sponsor, Committee on College & Workforce Development: Concerning the Washington national guard postsecondary education grant program. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: Do pass. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member; Liias and Sefzik.

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1648 Prime Sponsor, Representative Vick: Replacing an inactive certificate status with an inactive license designation. Reported by Committee on Business, Financial Services & Trade

MAJORITY recommendation: Do pass. Signed by Senators Dozier, Ranking Member; Mullet, Chair; Hasegawa, Vice Chair; Frockt; Lovick and Wilson, L.

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1700 Prime Sponsor, Representative Paul: Concerning sustainable funding for the derelict vessel removal account using the vessel watercraft excise tax. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Honeyford; Rolfes; Short and Stanford.

Referred to Committee on Ways & Means.

February 17, 2022

SHB 1706 Prime Sponsor, Committee on Transportation: Concerning truck drivers ability to access restroom facilities. Reported by Committee on Transportation

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Liias, Chair; Saldaña, Vice Chair; King, Ranking Member; Cleveland; Das; Fortunato; Hawkins; Holy; Lovelett; Lovick; Nguyen; Nobles; Padden; Randall; Sheldon; Wilson, J. and Wilson, C.

Referred to Committee on Labor, Commerce & Tribal Affairs.

February 17, 2022

HB 1719 Prime Sponsor, Representative Bronoske:

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Concerning use and acquisition of military equipment by law enforcement agencies. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Honeyford; Kuderer; Pedersen; Salomon and Wagoner.

Referred to Committee on Rules for second reading.

February 17, 2022

SHB 1725 Prime Sponsor, Committee on Public Safety: Concerning the creation of an endangered missing person advisory designation for missing indigenous persons. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Honeyford; Kuderer; Pedersen; Salomon and Wagoner.

Referred to Committee on Ways & Means.

February 17, 2022

SHB 1735 Prime Sponsor, Committee on Public Safety: Modifying the standard for use of force by peace officers. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Honeyford; Kuderer; Pedersen; Salomon and Wagoner.

Referred to Committee on Rules for second reading.

February 16, 2022

HB 1761 Prime Sponsor, Representative Schmick: Allowing nurses to dispense opioid overdose reversal medication in the emergency department. Reported by Committee on Behavioral Health Subcommittee to Health & Long Term Care

MAJORITY recommendation: Do pass. Signed by Senators Frockt, Chair; Wagoner, Ranking Member; Dhingra; Nobles and Warnick.

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1798 Prime Sponsor, Representative Ryu: Concerning powers of the legislative committee on economic development and international relations. Reported by Committee on Business, Financial Services & Trade

MAJORITY recommendation: Do pass. Signed by Senators Dozier, Ranking Member; Mullet, Chair; Hasegawa, Vice Chair; Frockt; Lovick and Wilson, L.

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1805 Prime Sponsor, Representative Paul: Concerning the opportunity scholarship program. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: Do pass as amended. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member; Lias and Sefzik.

Referred to Committee on Ways & Means.

February 17, 2022

HB 1859 Prime Sponsor, Representative Kloba: Concerning quality standards for laboratories conducting cannabis analysis. Reported by Committee on Labor, Commerce & Tribal Affairs

MAJORITY recommendation: Do pass as amended. Signed by Senators Keiser, Chair; Conway, Vice Chair, Labor; Stanford, Vice Chair, Commerce & Tribal Affairs; King, Ranking Member; Braun; Robinson; Saldaña and Schoesler.

Referred to Committee on Ways & Means.

February 17, 2022

HB 1927 Prime Sponsor, Representative Riccelli: Creating leave provisions for legislative service. Reported by Committee on Labor, Commerce & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair, Labor; Stanford, Vice Chair, Commerce & Tribal Affairs; King, Ranking Member; Robinson and Saldaña.

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

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

Referred to Committee on Rules for second reading.

February 17, 2022

HB 1934 Prime Sponsor, Representative Fey: Allowing tribal governments to participate in exchange agreements without certain restrictions. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Lias, Chair; Saldaña, Vice Chair; King, Ranking Member; Cleveland; Das; Fortunato; Hawkins; Holy; Lovelett; Lovick; Nguyen; Nobles; Padden; Randall; Sheldon; Wilson, J. and Wilson, C.

Referred to Committee on Rules for second reading.

February 17, 2022

SHB 2050 Prime Sponsor, Committee on Appropriations: Repealing requirements for parent payment of the cost of their child's support, treatment, and confinement. Reported by Committee on Human Services, Reentry & Rehabilitation

MAJORITY recommendation: Do pass. Signed by Senators Wilson, C., Chair; Gildon, Ranking Member; Nguyen, Vice Chair; Dozier; McCune; Saldaña and Trudeau.

Referred to Committee on Ways & Means.

February 17, 2022

HB 2061 Prime Sponsor, Representative Ormsby:
Adding permanently affordable housing to the definition of public improvements. Reported by Committee on Housing & Local Government

MAJORITY recommendation: Do pass. Signed by Senators Fortunato, Ranking Member; Gildon, Assistant Ranking Member; Kuderer, Chair; Das, Vice Chair; Cleveland; Lovelett; Salomon and Trudeau.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Sefzik and Warnick.

MINORITY recommendation: Do not pass. Signed by Senator Wilson, J.

Referred to Committee on Rules for second reading.

February 17, 2022

SGA 9338 BEN BAGHERPOUR, reappointed on October 1, 2021, for the term ending September 30, 2025, as Member of the State Board for Community and Technical Colleges. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member; Liias and Sefzik.

Referred to Committee on Rules for second reading.

February 17, 2022

SGA 9400 GARY D. CHANDLER, appointed on January 25, 2022, for the term ending September 30, 2026, as Member of the Big Bend Community College Board of Trustees. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member; Liias and Sefzik.

Referred to Committee on Rules for second reading.

SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

Pursuant to Senate Rule 45 (13), notice was received from the Committee on Health & Long Term Care that the following measures had been re-referred to the Subcommittee on Behavioral Health:

SECOND SUBSTITUTE HOUSE BILL NO. 1860.

MOTIONS

On motion of Senator Pedersen, all measures listed on the Standing Committee report were referred to the committees as designated with the exceptions of Substitute House Bill No. 1725 and House Bill No. 1805 which had been designated to the Committee on Rules and were referred to the Committee on Ways & Means.

On motion of Senator Pedersen, the rules were suspended and the Committee on Rules was relieved of further consideration of Senate Bill No. 5576 and the measure was placed in the

Committee's X file.

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

INTRODUCTION AND FIRST READING

E2SHB 1181 by House Committee on Appropriations (originally sponsored by Orwall, Boehnke, Callan, Leavitt, Davis, Dolan, Valdez, Young, Riccelli, Lekanoff, Barkis, Peterson, Shewmake, Bronoske, Macri and Morgan)

AN ACT Relating to establishing programs and measures to prevent suicide among veterans and military members; adding new sections to chapter 43.60A RCW; adding a new section to chapter 18.130 RCW; adding a new section to chapter 43.70 RCW; adding a new section to chapter 46.18 RCW; adding a new section to chapter 74.04 RCW; adding a new section to chapter 9.41 RCW; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Human Services, Reentry & Rehabilitation.

E2SHB 1736 by House Committee on Appropriations (originally sponsored by Sullivan, Slatter, Leavitt, Valdez, Walen, Goodman, Gregerson, Ramel, Santos, Wylie, Paul, Simmons, Chopp, Bergquist, Pollet, Johnson, J., Riccelli, Ormsby and Frame)

AN ACT Relating to establishing a state student loan program; reenacting and amending RCW 43.79A.040; adding a new chapter to Title 28B RCW; and creating a new section.

Referred to Committee on Higher Education & Workforce Development.

EHB 1784 by Representative Thai

AN ACT Relating to establishing an exception to the requirement that vehicle license plates be visible at all times for vehicles using certain cargo carrying devices; and reenacting and amending RCW 46.16A.200.

Referred to Committee on Transportation.

EHB 1931 by Representative Fey

AN ACT Relating to sustaining hydropower license fees; and amending RCW 90.16.050.

Referred to Committee on Ways & Means.

MOTIONS

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

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

MOTION

Senator Hasegawa moved adoption of the following resolution:

SENATE RESOLUTION

8649

FORTIETH DAY, FEBRUARY 18, 2022

2022 REGULAR SESSION

By Senator Hasegawa

WHEREAS, On February 19, 1942, President Franklin D. Roosevelt issued Executive Order 9066, which authorized the United States military to forcibly remove and incarcerate more than 120,000 persons of Japanese ancestry from the West Coast, including 12,000 Japanese American residents of Washington State; and

WHEREAS, The first civilian evacuation order gave Japanese Americans from Bainbridge Island, Washington less than one week to leave behind homes, personal belongings, farms, businesses, friends, and family and report to detention centers like Camp Harmony on the grounds of the Washington State fair in Puyallup, where hastily converted horse stables housed the evacuated families; and

WHEREAS, These detention centers were temporary quarters for the evacuees while the United States military department constructed ten mass incarceration sites for Japanese Americans located in remote inland areas of the United States; and

WHEREAS, This drastic policy of removal and relocation allegedly aimed to prevent acts of espionage and sabotage by Japanese Americans who were deemed untrustworthy and disloyal to the United States; and

WHEREAS, On March 23, 1943, the War Department organized a segregated unit of Japanese Americans, many of whom reported for military duty from the concentration camps surrounded by barbed wire in which they and their families were detained; and

WHEREAS, More than 12,000 volunteers responded to questions about their loyalty and patriotism by amassing a battle record unparalleled in United States military history with a casualty rate of 314% and earning a collective 7 Presidential Unit Citations, 21 Medals of Honor, 29 Distinguished Service Crosses, 1 Distinguished Service Medal, 588 Silver Stars, more than 4,000 Bronze Stars, 22 Legion of Merit Medals, 145 Soldier's Medals, 9,486 Purple Hearts, 16 decorations from France and Italy, and, in 2010, the Congressional Gold Medal; and

WHEREAS, Equally loyal and patriotic Japanese Americans fought to protect our constitutional rights and liberties through dissent, like University of Washington student and Auburn native Gordon Hirabayashi who was arrested, convicted, and imprisoned for defying the military curfew on select civilians and refusing to evacuate when ordered; and

WHEREAS, In 1982, the Congressional commission on wartime relocation and internment of civilians found "no military or security reason for the internment" of persons of Japanese ancestry, but determined the cause of the incarceration as "racial prejudice, war hysteria, and a failure of political leadership"; and

WHEREAS, Through this travesty of justice, Japanese Americans suffered immense economic loss of property and assets; experienced immeasurable physical and psychological

harm as individuals and collectively as a community; and were deprived of their constitutional liberties without due process of law; and

WHEREAS, In 1979, Washington State Congressman Mike Lowry introduced H.R. 5977 to provide reparations and an apology to the Japanese American incarcerated, thus initiating a ten-year legislative quest that ended when President Ronald Reagan signed the Civil Liberties Act of 1988; and

WHEREAS, Throughout Washington State, the last remaining survivors of the European and Asian Pacific battlefields of World War II and of American incarceration camps live their golden years in quiet contrast to their extraordinary acts of conscience and valor while all of America continues to benefit from their heroic patriotism;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate pause to acknowledge the 80th anniversary of the signing of Executive Order 9066; to recognize and remember Japanese American veterans, incarcerated, and civil rights activists from the State of Washington; and to reflect on, and honor, the lessons, blessings, and responsibilities of the phrase ". . .with liberty and justice for all"; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the Nisei Veterans Committee, Densho, the Japanese American Citizens League, the Japanese Cultural and Community Center of Washington State, and the Wing Luke Museum of the Asian Pacific American Experience.

Senator Hasegawa spoke in favor of adoption of the resolution.

The President recognized and welcomed The Honorable Steve Hobbs, Secretary of State, a former member of the Senate, present near the rear of the Chamber for the day's observances.

Senator Short spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8649.

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

MOTION

At 12:56 p.m., on motion of Senator Pedersen, the Senate adjourned until 11:45 a.m. Monday, February 21, 2022.

DENNY HECK, President of the Senate

SARAH BANNISTER, Secretary of the Senate

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1175-SE	Committee Report..... 1	Committee Report..... 3
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1333-SE	Committee Report..... 1	Committee Report..... 3
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1389-S	Committee Report..... 2	Other Action..... 4
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		Committee Report..... 4
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		Koyasan Buddhist Temple..... 1
		FLAG BEARERS
		Dougherty, Mr. Craig, Nisei Veterans
		Committee..... 1
		Kaku, Mr. Dale, Nisei Veterans Committee. 1
		Kiuchi, Mr. Atsushi, Nisei Veterans
		Committee..... 1
		Nakamoto, Mr. Allen, Nisei Veterans
		Committee..... 1
		Nisei Veterans Committee Color Guard..... 1
		Takeuchi, Mr. Rick, Nisei Veterans
		Committee..... 1
		Tanimoto, Mr. Walt, Nisei Veterans
		Committee..... 1
		Yaguchi, Mr. Michael, Nisei Veterans
		Committee..... 1
		Yaplee, Mr. Terry, Nisei Veterans Committee
	 1
		GUESTS

Bertelsen, Mr. Alexander, Pledge of
Allegiance 1
Boy Scout Troop 252, Pledge of Allegiance 1
Kaku, Mr. Sebastien, Pledge of Allegiance .. 1

Kaku, Mr. Theo, Pledge of Allegiance 1
Murata, Mr. Danilo, Pledge of Allegiance.... 1
Nagai, Mr. Ervin, Pledge of Allegiance..... 1