

FIFTY SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia
Monday, March 6, 2023

The Senate was called to order at 9:00 p.m. by the President of the Senate, Lt. Governor Heck presiding. No roll call was taken.

MOTION

At 9:00 a.m., on motion of Senator Pedersen, the Senate was declared to be at ease subject to the call of the President for the purpose of the Joint Session to receive the address of President of Finland.

JOINT SESSION

Pursuant to Senate Concurrent Resolution No. 8404, the House appeared at the doors of the Senate and requested admission to the Chamber. The Sergeant at Arms of the Senate, Mr. Andy Staubitz, and the Sergeant at Arms of the House, Mr. Johnny Alexander, escorted Speaker Pro Tempore Tina Orwall to a seat on the rostrum. The representatives were invited to seats within the Chamber.

The President of the Senate, Lieutenant Governor Heck, called the Joint Session to order. The Secretary called the roll of the House members. The Secretary called the roll of the Senate members. A quorum of the Legislature was present.

President Heck: "This Joint Session has been convened to receive remarks from His Excellency, Sauli Niinistö, President of the Republic of Finland.

The President introduced special guests in attendance: Chief Justice of the Washington State Supreme Court, Steven González; The Honorable Steve Hobbs, Secretary of State; The Honorable Mike Pellicciotti, State Treasurer; and The Honorable Mike Kreidler, Insurance Commissioner.

The Washington State Patrol Honor Guard presented the Colors. The Honor Guard was comprised of Lieutenant Matt Fehler, Sergeant James Maguire, Sergeant William Rutherford, Trooper Kyle Flaig, Trooper Dean Gallanger, and Trooper Michael Sessions.

The President led the Joint Session in the Pledge of Allegiance.

APPOINTMENT OF SPECIAL COMMITTEE

The President of the Senate appointed a committee of honor consisting of Senators Marko Liias and Jeff Wilson and Representatives Debra Entenman and Paul Harris to escort His Excellency Sauli Niinistö, President of Finland and His Excellency Jay Inslee, Governor of Washington to their seats of honor on the Senate rostrum.

Pastor Nina Tetri-Mustonen of the Finnish Lutheran Church in Seattle led the invocation.

The President welcomed and introduced His Excellency Mikko Hautala, Ambassador of the Republic of Finland to the United

States of America and Ambassador Okko-Pekka Salmimies, Consul General of Finland in Los Angeles, who were seated at the rostrum.

The President introduced His Excellency, Sauli Niinistö, President of the Republic of Finland.

ADDRESS BY PRESIDENT NIINISTÖ

President Niinistö: "Governor Inslee, President Heck, Members of the Washington State Legislature, Justices of the State Supreme Court, Dear Washingtonians, It is a great pleasure and an honour for me to address this body. Finland and the United States share a strong and longstanding relationship. Geographically, we might be far apart, but our cultural and historical ties are close. And most importantly, we stand for the same values.

The current critical geopolitical situation has brought us closer together than ever before. We are now strengthening our ties in sectors such as defense, trade, technology and energy security. And soon we will be able to call each other Allies.

Ladies and Gentlemen, more than one year ago, Russia launched its brutal attack on Ukraine and brought full-scale war back on the European continent. The past year has seen horrors we did not expect to see in Europe in this day and age. Cities destroyed. Schools, homes and critical infrastructure demolished. Thousands of lives taken. Millions forced to leave their homes.

In his recent address in Warsaw, President Biden called Russia's invasion a test for the ages. A test not just for Ukraine, but also for Europe, America, NATO and all democracies. Ukraine has faced that test with its head held high. The Ukrainians continue to fight for their freedom and for our common values with incredible strength and resilience.

The transatlantic community stands by Ukraine, strong and united. In senates and parliaments on both sides of the Atlantic, old policies have been reviewed and strong decisions have been made. Together we have provided Ukraine with great amounts of military aid, material support and humanitarian relief. We must continue to do so, until a just and sustainable peace is achieved.

For us Finns, Russia's attack brought back echoes of our own history. It evoked our collective memory. Describing Finland's battle against the Soviet Union in the Winter War, President Franklin D. Roosevelt wrote: "the people of Finland, by their unexcelled valour and strong resistance in the face of overwhelming armed forces, have won the moral right to live in everlasting peace and independence in the land they have so bravely defended".

There seems to be no end in sight for Russia's war in Ukraine. It is for Ukraine to decide, when it is the time for negotiations. Finland supports Ukraine's initiative for a just peace. And one thing is clear: the Ukrainians have the right to live in peace and independence in their country.

Dear Friends,

In December 2021, when the President of Russia demanded that NATO must not expand eastward, we in Finland knew what he was after. He sought to re-establish spheres of influence. And by so doing, he wanted to limit also our right to choose our own alliances. We could not let him do that.

Ten years prior - in our very first meeting - I had told President Putin that Finland, like every sovereign nation, maximizes its own security. Russia's attempt to limit our freedom of decision and

finally, its attack on another sovereign neighbour, made our decision clear. In May 2022, Finland officially decided to apply for NATO membership.

Finland has always understood that security is not to be taken for granted. We have held on to conscription and consistently invested in our national defence. In 2021, we made a decision to purchase 64 F-35 fighter jets. That is a lot for a small country. Finland's NATO membership will not only maximize our own security. We will be a strong contributor for the security of the whole Alliance.

Throughout our membership process, the support we have gotten from the United States has been overwhelming. President Biden has thrown his weight and extraordinary leadership behind Finland's and Sweden's membership processes. Dozens of members of the United States Senate and House of Representatives, from both sides of the aisle, have worked tirelessly on our behalf. And Americans across the country have voiced their support. For that, I want to say: thank you.

Finland's and Sweden's NATO memberships are still two ratifications short of completion. But it is my hope and belief that the NATO Summit in Vilnius will be a true display of allied unity with 32 members around the table.

Ladies and Gentlemen,

The State of Washington is one of Finland's core partners in the United States. The first Finnish communities settled here at the end of the 19th century. In 1915, there were about 55 Finnish families and 29 saunas in Kirkland's Finn Hill. Today, Finland has a population of 5.5 million and around 3 million saunas. The "sauna ratio" was about right here in Washington State more than a hundred years ago.

The Finnish and Nordic communities in Washington are still strong and active. We are proud to even have our "own" representative here in state Legislature, Senator Marko Liias. And, of course, our two representatives, forwards Joonas Donskoi and Eeli Tolvanen, in the Seattle Krakens.

The multiple, overlapping crises we are faced with underscore the need for partnerships. For Finland, state partnerships in the US are an increasingly important element of bilateral cooperation.

In 2021, Finland and Washington State signed a Memorandum of Understanding to deepen our economic ties. We are working to accelerate our cooperation in crucial fields of the future: high technology and green transition. I hope that this visit can also serve to take this work forward. I have with me a group of leading Finnish companies working in these fields.

In the global fight against climate change, Finland and Washington are forerunners. Finland's goal is to be carbon-neutral by 2035. Reaching that goal requires investments, political leadership, determination and innovation. But the way I see it, sustainability should not be seen as a sacrifice but as an opportunity.

Combating climate change is absolutely crucial for the survival of our planet. But it also makes economic sense. Global markets for green technologies are growing rapidly and offer tremendous potential for forerunners like us.

In the future, our competitiveness and national security will be closely tied to emerging technologies. In fields such as 6G, quantum computing and artificial intelligence, we have a lot to gain from cooperation. Only together can we ensure that these crucial technologies will be developed and used in line with our values.

I trust that the good work that we have started between Finland and the State of Washington will bear fruit and benefit not just us but also the larger international community.

Ladies and Gentlemen,

The bigger the challenges we face, the more important that we face them together. Europe needs the United States. But the

United States also needs Europe. Together we have built and upheld the post World War II international institutions and order. From the United Nations to Bretton Woods. And together we will continue to uphold and revitalize this order, also after this war.

Thank you."

The President thanked President Niinistö for his remarks.

The President called upon the committee of honor consisting of Senators Marko Liias and Jeff Wilson and Representatives Debra Entenman and Paul Harris to escort His Excellency Sauli Niinistö, President of Finland and His Excellency Jay Inslee, Governor of Washington from the Chamber.

On motion of Senator Pedersen, the Joint Session was dissolved.

The Sergeant at Arms of the Senate and the Sergeant at Arms of the House escorted Speaker Pro Tempore Orwall and members of the House of Representatives from the Rostrum and seats within the Chamber and the House retired from the Senate Chamber.

The Senate was called to order at 10:00 a.m. by President Heck.

MOTIONS

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

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

MESSAGES FROM THE HOUSE

March 2, 2023

MR. PRESIDENT:

The House has passed:

ENGROSSED HOUSE BILL NO. 1337,
ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
1565,

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
1694,

ENGROSSED HOUSE BILL NO. 1782,
ENGROSSED HOUSE BILL NO. 1823,
and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

March 3, 2023

MR. PRESIDENT:

The House has passed:

SECOND SUBSTITUTE HOUSE BILL NO. 1010,
SUBSTITUTE HOUSE BILL NO. 1104,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1106,
SUBSTITUTE HOUSE BILL NO. 1171,

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
1181,

SUBSTITUTE HOUSE BILL NO. 1271,
HOUSE BILL NO. 1370,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1387,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1394,

SECOND SUBSTITUTE HOUSE BILL NO. 1425,
SECOND SUBSTITUTE HOUSE BILL NO. 1477,

SECOND SUBSTITUTE HOUSE BILL NO. 1559,
HOUSE BILL NO. 1563,

HOUSE BILL NO. 1575,
 SUBSTITUTE HOUSE BILL NO. 1621,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1731,
 HOUSE BILL NO. 1742,
 and the same are herewith transmitted.
 BERNARD DEAN, Chief Clerk

March 4, 2023

MR. PRESIDENT:

The House has passed:

SECOND SUBSTITUTE HOUSE BILL NO. 1032,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1048,
 SUBSTITUTE HOUSE BILL NO. 1117,
 SECOND SUBSTITUTE HOUSE BILL NO. 1122,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1155,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 1167,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 1189,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1203,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 1216,
 SUBSTITUTE HOUSE BILL NO. 1217,
 ENGROSSED HOUSE BILL NO. 1274,
 HOUSE BILL NO. 1301,
 SECOND SUBSTITUTE HOUSE BILL NO. 1316,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 1357,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1369,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO.
 1392,
 SECOND SUBSTITUTE HOUSE BILL NO. 1405,
 HOUSE BILL NO. 1421,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1466,
 HOUSE BILL NO. 1514,
 HOUSE BILL NO. 1542,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1576,
 SECOND SUBSTITUTE HOUSE BILL NO. 1579,
 HOUSE BILL NO. 1599,
 HOUSE BILL NO. 1622,
 HOUSE BILL NO. 1626,
 HOUSE BILL NO. 1645,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1652,
 HOUSE BILL NO. 1656,
 SUBSTITUTE HOUSE BILL NO. 1683,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1705,
 HOUSE BILL NO. 1707,
 SUBSTITUTE HOUSE BILL NO. 1717,
 SECOND SUBSTITUTE HOUSE BILL NO. 1724,
 SECOND SUBSTITUTE HOUSE BILL NO. 1728,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1736,
 SECOND SUBSTITUTE HOUSE BILL NO. 1746,

and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

March 4, 2023

MR. PRESIDENT:

The House has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1678,
 and the same are herewith transmitted.
 BERNARD DEAN, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

2SHB 1013 by House Committee on Appropriations (originally sponsored by Maycumber, Santos, Ybarra, Stonier, Dent, Goodman, Tharinger, Riccelli, Lekanoff, Rude, Walen, Robertson, Mosbrucker, Berry, Stokesbary, Fey, Harris, McClintock, Bronoske, Waters, Duerr, Hackney, Klicker, Kretz, Couture, Barnard, Walsh, Chapman, Griffey, Chopp, Leavitt, Ryu, Low, Barkis, Simmons, Schmidt, Sandlin, Bateman, Reed, Graham, Christian, Timmons, Pollet, Street, Rule, Connors, Cortes, Callan, Doglio, Orwall, Caldier, Reeves, Wylie, Bergquist, Thai, Kloba, Cheney and Ormsby)

AN ACT Relating to establishing regional apprenticeship programs through educational service districts; reenacting and amending RCW 28A.300.196; adding new sections to chapter 28A.630 RCW; creating new sections; and providing expiration dates.

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

ESHB 1050 by House Committee on Capital Budget (originally sponsored by Riccelli, Berry, Simmons, Ryu, Goodman, Reed, Ramel, Lekanoff, Pollet, Street, Doglio, Donaghy, Wylie, Santos, Ormsby and Fosse)

AN ACT Relating to expanding apprenticeship utilization requirements; amending RCW 39.04.320; and providing an effective date.

Referred to Committee on Labor & Commerce.

SHB 1074 by House Committee on Housing (originally sponsored by Thai, Macri, Simmons, Ryu, Ramel, Peterson, Lekanoff, Alvarado, Pollet, Cortes, Gregerson, Kloba, Davis and Ormsby)

AN ACT Relating to documentation and processes governing landlords' claims for damage to residential premises; amending RCW 59.18.260, 59.18.280, 59.18.060, 59.18.130, and 59.18.595; reenacting and amending RCW 59.18.030; and creating a new section.

Referred to Committee on Housing.

ESHB 1169 by House Committee on Appropriations (originally sponsored by Simmons, Taylor, Berry, Bateman, Goodman, Wylie, Santos and Ormsby)

AN ACT Relating to legal financial obligations; amending RCW 7.68.035, 43.43.7532, 43.43.7541, 7.68.240, 9.92.060, 9.94A.6333, 9.94B.040, 9.95.210, 10.01.180, 10.82.090, 13.40.192, and 13.40.200; reenacting and amending RCW 9.94A.760; adding a new section to chapter 7.68 RCW; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Law & Justice.

SHB 1200 by House Committee on Labor & Workplace Standards (originally sponsored by Alvarado, Bronoske, Fitzgibbon, Berry, Bateman, Reed, Simmons, Bergquist, Ramel, Doglio, Ormsby, Ortiz-Self, Fosse, Pollet and Chopp)

AN ACT Relating to requiring public employers to provide employee information to exclusive bargaining representatives; adding a new section to chapter 41.56 RCW; adding a new section to chapter 41.59 RCW; adding a new section to chapter 28B.52 RCW; and adding a new section to chapter 41.80 RCW.

Referred to Committee on Labor & Commerce.

E2SHB 1238 by House Committee on Appropriations (originally sponsored by Riccelli, Harris, Alvarado, Thai, Simmons, Senn, Rude, Reeves, Reed, Walen, Peterson, Ortiz-Self, Ormsby, Taylor, Leavitt, Fitzgibbon, Duerr, Doglio, Berry, Bateman, Morgan, Fey, Ramel, Goodman, Fosse, Pollet, Lekanoff, Macri, Chopp, Stonier, Gregerson and Santos)

AN ACT Relating to providing free school meals for all; amending RCW 28A.150.260, 28A.150.260, and 28A.405.415; reenacting and amending RCW 28A.235.160; adding a new section to chapter 28A.235 RCW; creating a new section; repealing RCW 28A.235.140; providing an effective date; and providing an expiration date.

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

SHB 1291 by House Committee on Appropriations (originally sponsored by Fosse, Donaghy, Berry, Street, Ortiz-Self, Ramel, Riccelli, Bergquist, Bateman, Taylor, Macri, Reeves, Doglio, Gregerson, Santos, Reed, Goodman, Kloba and Pollet)

AN ACT Relating to collective bargaining for employees who are enrolled in academic programs at public institutions of higher education; adding a new section to chapter 41.56 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Labor & Commerce.

ESHB 1293 by House Committee on Housing (originally sponsored by Klicker, Leavitt, Barkis, Jacobsen, Waters, Chapman, Reed and Graham)

AN ACT Relating to streamlining development regulations; amending RCW 43.21C.229 and 36.70B.160; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Local Government, Land Use & Tribal Affairs.

HB 1308 by Representatives Stonier, Dye, Ortiz-Self, Tharinger, Riccelli, Reed and Pollet

AN ACT Relating to high school graduation pathway options; amending RCW 28A.655.250 and 28A.655.260; and creating a new section.

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

2SHB 1322 by House Committee on Capital Budget (originally sponsored by Rude, Chapman, Klicker, Lekanoff and Reeves)

AN ACT Relating to the Walla Walla water 2050 plan; amending RCW 90.90.020; and adding a new section to chapter 90.90 RCW.

Referred to Committee on Agriculture, Water, Natural Resources & Parks.

EHB 1336 by Representatives Stokesbary, Springer, Reeves, Graham and Lekanoff

AN ACT Relating to splitting the volunteer firefighters' and reserve officers' relief and pension principal fund into two accounts; amending RCW 41.24.030, 41.24.030, 41.24.035, 43.84.092, and 43.84.092; reenacting and amending RCW 41.24.010; adding new sections to chapter 41.24 RCW; creating new sections; providing an effective date; providing contingent effective dates; providing an expiration date; and providing a contingent expiration date.

Referred to Committee on Ways & Means.

EHB 1337 by Representatives Gregerson, Barkis, Berry, Christian, Duerr, Fitzgibbon, Taylor, Ramel, Reeves, Simmons, Walen, Graham, Bateman, Reed, Lekanoff, Doglio, Tharinger, Cortes, Macri and Stonier

AN ACT Relating to expanding housing options by easing barriers to the construction and use of accessory dwelling units; amending RCW 36.70A.696, 43.21C.495, and 36.70A.280; adding new sections to chapter 36.70A RCW; creating a new section; and repealing RCW 35.63.210, 35A.63.230, 36.70A.400, 36.70.677, and 43.63A.215.

Referred to Committee on Local Government, Land Use & Tribal Affairs.

SHB 1355 by House Committee on Finance (originally sponsored by Wylie, Slatter, Orcutt, Harris, Leavitt, Orwall, Walen, Christian, Couture, Rule, Senn, Stokesbary, Graham, Kloba, Reed, Paul, Donaghy, Pollet and Callan)

AN ACT Relating to updating property tax exemptions for service-connected disabled veterans and senior citizens; amending RCW 84.36.381, 84.36.383, 84.36.385, and 84.38.020; creating new sections; and providing an expiration date.

Referred to Committee on Ways & Means.

2SHB 1390 by House Committee on Capital Budget (originally sponsored by Ramel, Berry, Duerr, Doglio, Pollet and Reed)

AN ACT Relating to district energy systems; amending RCW 19.27A.210; adding a new section to chapter 19.27A RCW; and creating a new section.

Referred to Committee on Environment, Energy & Technology.

SHB 1406 by House Committee on Human Services, Youth, & Early Learning (originally sponsored by Cortes, Senn, Berry, Ortiz-Self, Goodman, Thai, Alvarado, Simmons, Orwall, Taylor, Bateman, Lekanoff, Peterson, Ramel, Macri, Bergquist, Pollet, Reed, Ormsby, Doglio and Davis)

AN ACT Relating to youth seeking housing assistance and other related services; amending RCW 13.32A.040, 13.32A.082, 43.185C.010, and 43.185C.265; and adding a new section to chapter 43.330 RCW.

Referred to Committee on Human Services.

ESHB 1424 by House Committee on Consumer Protection & Business (originally sponsored by Berg, Walen,

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2023 REGULAR SESSION

Simmons, Kloba, Street, Taylor, Alvarado, Bateman, Stonier, Paul, Fosse, Macri, Reed, Berry, Senn, Duerr, Riccelli, Doglio, Callan, Peterson, Fitzgibbon, Stearns, Ortiz-Self, Goodman, Thai, Springer, Gregerson, Ramel, Bergquist and Pollet)

AN ACT Relating to consumer protection with respect to the sale and adoption of dogs and cats; amending RCW 16.52.360, 16.52.015, and 16.52.310; adding a new section to chapter 63.10 RCW; adding a new section to chapter 63.14 RCW; adding a new section to chapter 31.04 RCW; and prescribing penalties.

Referred to Committee on Law & Justice.

ESHB 1436 by House Committee on Appropriations (originally sponsored by Pollet, Berry, Simmons, Farivar, Orwall, Street, Caldier, Alvarado, Ryu, Reeves, Ortiz-Self, Christian, Kloba, Duerr, Stonier, Bateman, Lekanoff, Berg, Riccelli, Fosse, Macri, Bergquist, Reed, Doglio and Chopp)

AN ACT Relating to special education funding; amending RCW 28A.150.390 and 28A.150.392; adding a new section to chapter 28A.150 RCW; adding a new section to chapter 28A.155 RCW; creating new sections; providing effective dates; and providing an expiration date.

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

2SHB 1447 by House Committee on Appropriations (originally sponsored by Peterson, Gregerson, Berry, Taylor, Simmons, Ortiz-Self, Ryu, Reed, Kloba, Doglio, Ormsby, Thai, Fosse, Pollet, Macri, Alvarado and Leavitt)

AN ACT Relating to strengthening the ability of assistance programs to meet foundational needs of children, adults, and families; amending RCW 74.04.005, 74.08A.010, 74.08A.015, 74.08A.230, 74.08A.250, and 74.08A.270; reenacting and amending RCW 74.08A.010; creating a new section; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on Human Services.

2SHB 1474 by House Committee on Appropriations (originally sponsored by Taylor, Chopp, Berg, Peterson, Reed, Stonier, Gregerson, Bronoske, Cortes, Mena, Street, Ramel, Fosse, Fey, Goodman, Duerr, Bateman, Morgan, Alvarado, Macri, Senn, Berry, Kloba, Hackney, Springer, Slatter, Callan, Orwall, Farivar, Simmons, Ortiz-Self, Thai, Ryu, Stearns, Wylie, Ramos, Doglio, Riccelli, Chapman, Santos, Davis, Ormsby, Bergquist and Pollet)

AN ACT Relating to creating the covenant homeownership account and program to address the history of housing discrimination due to racially restrictive real estate covenants in Washington state; amending RCW 36.18.010, 43.84.092, and 43.84.092; reenacting and amending RCW 42.56.270; adding a new section to chapter 36.22 RCW; adding a new chapter to Title 43 RCW; creating new sections; providing an effective date; and providing an expiration date.

Referred to Committee on Housing.

EHB 1478 by Representatives Timmons, Sandlin, Santos, Ryu, Ramel and Pollet

AN ACT Relating to a statement of student rights that reaffirms and promotes the constitutional and statutory rights of public school students; adding a new section to chapter 28A.230 RCW; and creating new sections.

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

2SHB 1491 by House Committee on Appropriations (originally sponsored by Orcutt, Chapman, Berry, Bronoske, Tharinger and Pollet)

AN ACT Relating to prohibiting unjustified employer searches of employee personal vehicles; adding new sections to chapter 49.12 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Labor & Commerce.

E2SHB 1515 by House Committee on Appropriations (originally sponsored by Macri, Davis, Simmons, Orwall, Taylor, Leavitt, Riccelli, Callan, Farivar, Alvarado, Reed, Fosse, Doglio, Berg, Ryu, Peterson, Fitzgibbon, Bateman, Eslick, Ormsby, Stonier and Tharinger)

AN ACT Relating to contracting and procurement requirements for behavioral health services in medical assistance programs; amending RCW 74.09.871 and 71.24.861; and creating new sections.

Referred to Committee on Health & Long-Term Care.

E2SHB 1565 by House Committee on Appropriations (originally sponsored by Ortiz-Self, Santos, Berry, Simmons, Reeves, Fey, Ryu, Alvarado, Bronoske, Goodman, Gregerson, Doglio, Paul, Peterson, Lekanoff, Ramel, Bergquist, Reed, Pollet, Timmons and Macri)

AN ACT Relating to supporting and strengthening the professional education workforce through recruitment, residency, research, and retention strategies; amending RCW 28A.415.265, 28A.655.210, 28A.300.507, 28A.410.300, and 28A.410.210; adding a new section to chapter 28A.410 RCW; adding a new section to chapter 28A.655 RCW; adding a new chapter to Title 28A RCW; creating new sections; and providing expiration dates.

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

SHB 1570 by House Committee on Labor & Workplace Standards (originally sponsored by Berry, Ryu, Alvarado, Bateman, Fitzgibbon, Ramel, Doglio, Lekanoff, Reed, Pollet, Macri and Fosse)

AN ACT Relating to social insurance programs managed by the employment security department applicable to transportation network companies, transportation network company drivers, and part-time work; amending RCW 50.29.021 and 50A.25.040; adding a new section to chapter 50.04 RCW; adding a new section to chapter 46.72B RCW; and providing an expiration date.

Referred to Committee on Labor & Commerce.

SHB 1577 by House Committee on Local Government
(originally sponsored by Schmick)
AN ACT Relating to municipal officers' beneficial interest
in contracts; and amending RCW 42.23.030.

Referred to Committee on Local Government, Land Use &
Tribal Affairs.

2SHB 1580 by House Committee on Appropriations
(originally sponsored by Callan, Harris, Senn, Eslick,
Dent, Ortiz-Self, Simmons, Leavitt, Ryu, Berry,
Taylor, Walen, Bateman, Bronoske, Goodman,
Ormsby, Schmidt, Orwall, Gregerson, Thai, Doglio,
Lekanoff, Ramel, Rule, Reed, Pollet, Timmons and
Macri)

AN ACT Relating to creating a system to support children
in crisis; adding a new section to chapter 43.06 RCW;
creating a new section; providing an expiration date; and
declaring an emergency.

Referred to Committee on Human Services.

ESHB 1584 by House Committee on Environment & Energy
(originally sponsored by Barnard, Fitzgibbon, Dye,
Donaghy, Lekanoff, Slatter, Ybarra, Couture, Fey, Ryu,
Riccelli, Berry, Schmidt, Sandlin and Timmons)

AN ACT Relating to planning for advanced nuclear reactor
technology in Washington; amending RCW 43.21F.088; and
creating a new section.

Referred to Committee on Environment, Energy &
Technology.

2SHB 1618 by House Committee on Appropriations
(originally sponsored by Farivar, Simmons, Wylie,
Berry, Walen, Fosse, Morgan, Macri, Pollet, Doglio,
Reed, Caldier and Orwall)

AN ACT Relating to providing access to justice for
survivors of childhood sexual abuse; amending RCW
4.16.340; and creating new sections.

Referred to Committee on Law & Justice.

SHB 1658 by House Committee on Education (originally
sponsored by Shavers, Santos, Morgan, Ramel, Taylor
and Ormsby)

AN ACT Relating to authorizing public high school students
to earn elective credit for paid work experience; adding a
new section to chapter 28A.600 RCW; and creating a new
section.

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

E2SHB 1694 by House Committee on Appropriations
(originally sponsored by Alvarado, Tharinger, Berry,
Lekanoff, Reed, Leavitt, Fitzgibbon, Callan, Santos,
Chopp, Ortiz-Self, Senn, Taylor, Pollet, Macri, Riccelli
and Simmons)

AN ACT Relating to addressing home care workforce
shortages; amending RCW 18.88B.021, 18.88B.031,
74.39A.341, 18.88B.041, and 74.39A.076; reenacting and
amending RCW 18.88B.010; adding new sections to chapter
18.88B RCW; adding a new section to chapter 18.88A
RCW; adding a new section to chapter 74.39A RCW;
creating new sections; and providing expiration dates.

Referred to Committee on Health & Long-Term Care.

EHB 1782 by Representatives McEntire and Fey
AN ACT Relating to the operating and maintenance deficit
of the Wahkiakum county ferry; and amending RCW
47.56.720.

Referred to Committee on Transportation.

EHB 1823 by Representatives Timmons, Slatter and Ramel
AN ACT Relating to the Washington student loan program;
and amending RCW 28B.93.005, 28B.93.010, 28B.93.020,
28B.93.030, 28B.93.040, and 28B.93.050.

Referred to Committee on Higher Education & Workforce
Development.

MOTIONS

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

At 10:02 a.m., on motion of Senator Pedersen, the Senate was
declared to be at ease subject to the call of the President.

Senator Hasegawa announced a meeting of the Democratic
Caucus.

Senator Warnick announced a meeting of the Republican
Caucus.

MORNING SESSION

The Senate was called to order at 2:00 p.m. by the President
Pro Tempore, Senator Keiser presiding.

MOTION

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

THIRD READING

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Hunt moved that Vicki L. Lowe, Senate Gubernatorial
Appointment No. 9278, be confirmed as a member of the
Washington State Women's Commission.

Senator Hunt spoke in favor of the motion.

MOTION

On motion of Senator Nobles, Senators Kuderer, Randall and
Shewmake was excused.

APPOINTMENT OF VICKI L. LOWE

The President Pro Tempore declared the question before the
Senate to be the confirmation of Vicki L. Lowe, Senate
Gubernatorial Appointment No. 9278, as a member of the
Washington State Women's Commission.

The Secretary called the roll on the confirmation of Vicki L.
Lowe, Senate Gubernatorial Appointment No. 9278, as a member
of the Washington State Women's Commission and the
appointment was confirmed by the following vote: Yeas, 47;

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Nays, 0; Absent, 2; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Absent: Senators Kauffman and Trudeau

Vicki L. Lowe, Senate Gubernatorial Appointment No. 9278, having received the constitutional majority was declared confirmed as a member of the Washington State Women's Commission.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Robinson moved that Yona Makowski, Senate Gubernatorial Appointment No. 9284, be confirmed as a member of the State Investment Board.

Senator Robinson spoke in favor of the motion.

MOTION

On motion of Senator Nobles, Senators Kauffman and Trudeau were excused.

MOTION

On motion of Senator Wagoner, Senator Braun was excused.

APPOINTMENT OF YONA MAKOWSKI

The President Pro Tempore declared the question before the Senate to be the confirmation of Yona Makowski, Senate Gubernatorial Appointment No. 9284, as a member of the State Investment Board.

The Secretary called the roll on the confirmation of Yona Makowski, Senate Gubernatorial Appointment No. 9284, as a member of the State Investment Board and the appointment was confirmed by the following vote: Yeas, 42; Nays, 6; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, Mullet, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Wellman, Wilson, C. and Wilson, J.

Voting nay: Senators Fortunato, McCune, Padden, Schoesler, Warnick and Wilson, L.

Excused: Senator Braun

Yona Makowski, Senate Gubernatorial Appointment No. 9284, having received the constitutional majority was declared confirmed as a member of the State Investment Board.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Nguyen moved that Elyse M. Balmert, Senate Gubernatorial Appointment No. 9288, be confirmed as a member of the Intermediate Sentence Review Committee.

Senator Nguyen spoke in favor of the motion.

APPOINTMENT OF ELYSE M. BALMERT

The President Pro Tempore declared the question before the Senate to be the confirmation of Elyse M. Balmert, Senate Gubernatorial Appointment No. 9288, as a member of the Intermediate Sentence Review Committee.

The Secretary called the roll on the confirmation of Elyse M. Balmert, Senate Gubernatorial Appointment No. 9288, as a member of the Intermediate Sentence Review Committee and the appointment was confirmed by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Elyse M. Balmert, Senate Gubernatorial Appointment No. 9288, having received the constitutional majority was declared confirmed as a member of the Intermediate Sentence Review Committee.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Hunt moved that Quinn R. Dalan, Senate Gubernatorial Appointment No. 9292, be confirmed as a member of the Washington State Women's Commission.

Senators Hunt and Wilson, J. spoke in favor of passage of the motion.

MOTION

On motion of Senator Nobles, Senator Van De Wege was excused.

APPOINTMENT OF QUINN R. DALAN

The President Pro Tempore declared the question before the Senate to be the confirmation of Quinn R. Dalan, Senate Gubernatorial Appointment No. 9292, as a member of the Washington State Women's Commission.

The Secretary called the roll on the confirmation of Quinn R. Dalan, Senate Gubernatorial Appointment No. 9292, as a member of the Washington State Women's Commission and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford,

Torres, Trudeau, Valdez, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Van De Wege

Quinn R. Dalan, Senate gubernatorial appointment No. 9292, having received the constitutional majority was declared confirmed as a member of the Washington State Women's Commission.

PERSONAL PRIVILEGE

Senator Hunt: "Thank you Madam President. Well, this has been a historic week for WSU Athletics. Yesterday, the WSU women won the PAC 12 Conference basketball championship under the leadership of Cami Etheridge, the coach who came in 4 years ago when they won 9 games and they've won I think 23 games now. They beat UCLA, 65 - 61. And I think a special shout-out to Charlis Leger-Walker who was the most valuable player in the tournament. And Bella Murekatete who is just an amazing basketball player and emotional leader and it's really great to wish them the best and they head off to the NCAA tournament and oh yeah, there was another game last Thursday night when the WSU men walked all over the UW Huskies. So, it's a good week for the Cougs!"

MOTION

On motion of Senator Pedersen, the Senate reverted to the sixth order of business.

PERSONAL PRIVILEGE

Senator Schoesler: "Madam President, I was very concerned today that due to my friend Senator Hunt's shy nature he would have missed that right after we voted on a women's commission member. Fortunately, he still remembers the important things. But he didn't add that last week it was the first time that WSU women had beaten a top 3 ranked national opponent, Utah, which put them in the championship game and of the many good things Senator Hunt brought to the chamber today. Thank you."

SECOND READING

SENATE BILL NO. 5334, by Senators Lovelett, Kuderer, Frame, Hasegawa, Nguyen, Nobles and Wilson, C.

Providing a local government option for the funding of essential affordable housing programs.

MOTIONS

On motion of Senator Lovelett, Substitute Senate Bill No. 5334 was substituted for Senate Bill No. 5334 and the substitute bill was placed on the second reading and read the second time.

Senator Lovelett moved that the following floor amendment no. 0182 by Senator Lovelett be adopted:

On page 1, line 17, after "82.08 RCW." insert "The rate of tax may not exceed 10 percent on the sale of or charge made for the furnishing of lodging of short-term rentals."

Senator Lovelett spoke in favor of adoption of the amendment.

The President Pro Tempore declared the question before the Senate to be the adoption of floor amendment no. 0182 by Senator Lovelett on page 1, line 17 to Substitute Senate Bill No. 5334.

The motion by Senator Lovelett carried and floor amendment

no. 0182 was adopted by voice vote.

MOTION

On motion of Senator Lovelett, the rules were suspended, Engrossed Substitute Senate Bill No. 5334 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Lovelett and Torres spoke in favor of passage of the bill.

Senator King 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. 5334.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5334 and the bill passed the Senate by the following vote: Yeas, 29; Nays, 20; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Hasegawa, Hawkins, Hunt, Keiser, Kuderer, Lias, Lovelett, Lovick, Nguyen, Nobles, Pedersen, Randall, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Gildon, Holy, Kauffman, King, MacEwen, McCune, Mullet, Muzzall, Padden, Rivers, Schoesler, Short, Wagoner, Warnick, Wilson, J. and Wilson, L.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5334, 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. 5412, by Senators Salomon, Lias, Kuderer, Lovelett, Mullet and Pedersen

Reducing local governments' land use permitting workloads.

MOTIONS

On motion of Senator Salomon, Second Substitute Senate Bill No. 5412 was substituted for Senate Bill No. 5412 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Salomon, the rules were suspended, Second Substitute Senate Bill No. 5412 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Salomon, Torres and Mullet spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Second Substitute Senate Bill No. 5412.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 5412 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland,

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Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SECOND SUBSTITUTE SENATE BILL NO. 5412, 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. 5732, by Senators Randall, Rolfes, Conway, Hasegawa, Hunt, Kuderer, Lovelett, Shewmake, Stanford, Valdez and Wilson, C.

Protecting senior citizens' and disabled veterans' property tax exemption eligibility.

The measure was read the second time.

MOTION

On motion of Senator Randall, the rules were suspended, Senate Bill No. 5732 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Randall and Wilson, L. spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Senate Bill No. 5732.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5732 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SENATE BILL NO. 5732, 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. 5290, by Senators Mullet, Kuderer, Fortunato, Lias, Nobles, Saldaña and Wilson, C.

Concerning consolidating local permit review processes.

MOTIONS

On motion of Senator Mullet, Substitute Senate Bill No. 5290 was substituted for Senate Bill No. 5290 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Mullet, the rules were suspended, Substitute Senate Bill No. 5290 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Mullet, Torres and Fortunato spoke in favor of passage of the bill.

Senator Rivers spoke on passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5290.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5290 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SUBSTITUTE SENATE BILL NO. 5290, 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. 5621, by Senators Muzzall, Robinson, Keiser, Lovelett, Rolfes, Schoesler, Short, Wagoner and Warnick

Protecting workers displaced due to finfish aquaculture facility closure.

The measure was read the second time.

MOTION

On motion of Senator Muzzall, the rules were suspended, Senate Bill No. 5621 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Muzzall, Conway and Warnick spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Senate Bill No. 5621.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5621 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SENATE BILL NO. 5621, 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. 5318, by Senators Nobles, Kuderer, Nguyen and Wilson, C.

Limiting estate recovery.

MOTIONS

On motion of Senator Nobles, Substitute Senate Bill No. 5318 was substituted for Senate Bill No. 5318 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Nobles, the rules were suspended, Substitute Senate Bill No. 5318 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Nobles spoke in favor of passage of the bill.
Senator Boehnke spoke against passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5318.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5318 and the bill passed the Senate by the following vote: Yeas, 28; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Hasegawa, Hunt, Kauffman, Keiser, Kuderer, Lias, Lovelett, Lovick, Nguyen, Nobles, Pedersen, Randall, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Trudeau, Valdez, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Gildon, Hawkins, Holy, King, MacEwen, McCune, Mullet, Muzzall, Padden, Rivers, Schoesler, Short, Torres, Wagoner, Warnick, Wilson, J. and Wilson, L.

SUBSTITUTE SENATE BILL NO. 5318, 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. 5330, by Senators Torres, Muzzall, Shewmake, Van De Wege, Warnick, Kuderer and Lovick

Concerning the Washington pesticide application act.

The measure was read the second time.

MOTION

On motion of Senator Torres, the rules were suspended, Senate Bill No. 5330 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Torres and Muzzall spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Senate Bill No. 5330.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5330 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SENATE BILL NO. 5330, 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. 5415, by Senators Trudeau, Pedersen, Dhingra, Saldaña, Valdez and Wilson, C.

Concerning public defense services for persons committed as not guilty by reason of insanity.

MOTIONS

On motion of Senator Trudeau, Substitute Senate Bill No. 5415 was substituted for Senate Bill No. 5415 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Trudeau, the rules were suspended, Substitute Senate Bill No. 5415 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Trudeau and Padden spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5415.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5415 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

SUBSTITUTE SENATE BILL NO. 5415, 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. 5134, by Senators Wilson, C., Dhingra, Frame, Hasegawa, Kuderer, Nguyen, Nobles, Randall, Saldaña and Wellman

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Concerning reentry services and supports.

MOTIONS

On motion of Senator Wilson, C., Second Substitute Senate Bill No. 5134 was substituted for Senate Bill No. 5134 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Wilson, C., the rules were suspended, Second Substitute Senate Bill No. 5134 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Wilson, C. spoke in favor of passage of the bill.

Senators Boehnke and Padden spoke against passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Second Substitute Senate Bill No. 5134.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 5134 and the bill passed the Senate by the following vote: Yeas, 37; Nays, 12; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Gildon, Hasegawa, Hawkins, Hunt, Kauffman, Keiser, Kuderer, Liias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Stanford, Trudeau, Valdez, Van De Wege, Wellman, Wilson, C. and Wilson, J.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Holy, King, Padden, Short, Torres, Wagoner, Warnick and Wilson, L.

SECOND SUBSTITUTE SENATE BILL NO. 5134, 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. 5358, by Senators Gildon, Nobles, Conway, Holy, Lovelett, Nguyen, Randall, Torres, Wagoner, Wellman, Wilson, C. and Wilson, L.

Expanding veterans' services and programs.

MOTIONS

On motion of Senator Gildon, Substitute Senate Bill No. 5358 was substituted for Senate Bill No. 5358 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Gildon, the rules were suspended, Substitute Senate Bill No. 5358 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Gildon and Hunt spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5358.

ROLL CALL

The Secretary called the roll on the final passage of Substitute

Senate Bill No. 5358 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 1; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Absent: Senator Liias

SUBSTITUTE SENATE BILL NO. 5358, 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 JOINT MEMORIAL NO. 8006, by Senators Hasegawa, Cleveland, Billig, Kuderer, Lovelett, Nguyen, Shewmake, Stanford, Valdez and Wilson, C.

Requesting that the federal government create a universal health care program.

The measure was read the second time.

MOTION

On motion of Senator Hasegawa, the rules were suspended, Senate Joint Memorial No. 8006 was advanced to third reading, the second reading considered the third and the memorial was placed on final passage.

Senators Hasegawa, Cleveland, Trudeau and Conway spoke in favor of passage of the memorial.

Senators Rivers, Fortunato and Wilson, J. spoke against passage of the memorial.

MOTION

On motion of Senator Nobles, Senator Liias was excused.

The President Pro Tempore declared the question before the Senate to be the final passage of Senate Joint Memorial No. 8006.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8006 and the memorial passed the Senate by the following vote: Yeas, 27; Nays, 21; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Hasegawa, Hunt, Kauffman, Keiser, Kuderer, Lovelett, Lovick, Nguyen, Nobles, Pedersen, Randall, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Trudeau, Valdez, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Gildon, Hawkins, Holy, King, MacEwen, McCune, Mullet, Muzzall, Padden, Rivers, Schoesler, Short, Torres, Wagoner, Warnick, Wilson, J. and Wilson, L.

Excused: Senator Liias

SENATE JOINT MEMORIAL NO. 8006, having received the constitutional majority, was declared passed. There being no objection, the title of the memorial was ordered to stand as the title of the act.

SECOND READING

SENATE BILL NO. 5389, by Senators Cleveland, Rivers, Robinson, Van De Wege, Conway, Holy, Schoesler, Wilson, L., Lovick, Randall and Wilson, C.

Concerning the practice of optometry.

MOTIONS

On motion of Senator Cleveland, Substitute Senate Bill No. 5389 was substituted for Senate Bill No. 5389 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Cleveland, the rules were suspended, Substitute Senate Bill No. 5389 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

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

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5389.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5389 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Voting nay: Senators Keiser and Warnick
Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5389, 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. 5388, by Senators Rivers, Cleveland, Muzzall, Conway, Frame, Hasegawa, Keiser, Lovelett, Lovick, Pedersen, Rolfes, Saldaña, Valdez and Wilson, C.

Concerning improving diversity in clinical trials.

MOTIONS

On motion of Senator Rivers, Substitute Senate Bill No. 5388 was substituted for Senate Bill No. 5388 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Rivers, the rules were suspended, Substitute Senate Bill No. 5388 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Rivers, Cleveland and Wilson, J. spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the

Senate to be the final passage of Substitute Senate Bill No. 5388.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5388 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5388, 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. 5454, by Senators Cleveland, Robinson, King, Keiser, Van De Wege, Conway, Kuderer, Liias, Nguyen, Shewmake, Stanford and Valdez

Concerning industrial insurance coverage for posttraumatic stress disorders affecting registered nurses.

MOTIONS

On motion of Senator Cleveland, Second Substitute Senate Bill No. 5454 was substituted for Senate Bill No. 5454 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Cleveland, the rules were suspended, Second Substitute Senate Bill No. 5454 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

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

The President Pro Tempore declared the question before the Senate to be the final passage of Second Substitute Senate Bill No. 5454.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 5454 and the bill passed the Senate by the following vote: Yeas, 35; Nays, 13; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Hasegawa, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Trudeau, Valdez, Van De Wege, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Gildon, Hawkins, Mullet, Padden, Schoesler, Short, Torres, Wagoner and Warnick

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5454, having received the constitutional majority, was declared passed. There

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being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SENATE BILL NO. 5547, by Senators Robinson, Muzzall, Hasegawa and Mullet

Concerning nursing pool transparency.

MOTIONS

On motion of Senator Robinson, Substitute Senate Bill No. 5547 was substituted for Senate Bill No. 5547 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Robinson, the rules were suspended, Substitute Senate Bill No. 5547 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Robinson and Rivers spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5547.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5547 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5547, 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. 5538, by Senators Cleveland, Dhingra and Wilson, C.

Concerning postretirement employment in nursing positions for a state agency.

MOTIONS

On motion of Senator Cleveland, Substitute Senate Bill No. 5538 was substituted for Senate Bill No. 5538 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Cleveland, the rules were suspended, Substitute Senate Bill No. 5538 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Cleveland and Wilson, L. spoke in favor of passage of the bill.

Senator Schoesler spoke against passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5538.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5538 and the bill passed the Senate by the following vote: Yeas, 41; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Cleveland, Conway, Dhingra, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Voting nay: Senators Braun, Dozier, Padden, Schoesler, Short, Wagoner and Warnick

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5538, 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. 5236, by Senators Robinson, Keiser, Conway, Frame, Hunt, Kauffman, Lovelett, Nguyen, Nobles, Pedersen, Shewmake, Stanford, Trudeau, Valdez and Wilson, C.

Concerning hospital staffing standards.

MOTION

On motion of Senator Robinson, Engrossed Second Substitute Senate Bill No. 5236 was substituted for Senate Bill No. 5236 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Mullet moved that the following striking floor amendment no. 0180 by Senator Mullet be adopted:

Strike everything after the enacting clause and insert the following:

"**NEW SECTION. Sec. 1.** A new section is added to chapter 43.70 RCW to read as follows:

(1) The department, in consultation with the department of labor and industries, must establish an advisory committee on hospital staffing by September 1, 2023.

(2) Appointments to the advisory committee on hospital staffing shall be jointly made by the secretary and the director of labor and industries. Members of the committee must have expertise in hospital staffing and working conditions and should reflect a diversity of hospital settings.

(3) The advisory committee membership includes:

(a) Six members representing hospitals and hospital systems and their alternates, selected from a list of nominees submitted by the Washington state hospital association; and

(b) Six members representing frontline hospital patient care staff and their alternates, selected from a list of nominees submitted by collective bargaining representatives of frontline hospital nursing staff.

(4) Any list submitted to the departments for the initial appointment under this section must be provided by August 4, 2023.

(5) If any member of the advisory committee is unable to continue to serve on the committee the secretary and the director of labor and industries shall select a new member based on the recommendations of either the hospital association for members appointed under subsection (3)(a) of this section or the collective bargaining representative for members appointed under subsection (3)(b) of this section.

(6) The advisory committee on hospital staffing shall meet at least once per month until the hospital staffing plan uniform form is developed.

(7) The advisory committee on hospital staffing shall advise the department on its development of the uniform hospital staffing plan form.

(8) The department and the department of labor and industries shall provide any necessary documentation to the advisory committee on hospital staffing in advance of the meetings to discuss technical assistance so that the advisory committee may consider areas of needed information.

(9) The advisory committee on hospital staffing must consider innovative hospital staffing and care delivery models, such as those that integrate on-site team-based care delivery, use of patient monitoring equipment and technology, and virtual or remote care delivery. This includes identifying and analyzing innovative hospital staffing and care delivery models including those explored by national organizations and evaluating feasibility of broad-based implementation of identified models. The advisory committee may consider disseminating this information and analysis.

(10) The department and the department of labor and industries must provide the advisory committee on hospital staffing with data on a quarterly basis related to compliance with this chapter, complaint filing and disposition trends, and notification of corrective plans of action plans and adherence to those plans.

(11) By December 1, 2023, the Washington state hospital association shall survey hospitals in Washington state and report to the advisory committee on hospital staffing on Washington hospitals' existing use of innovative hospital staffing and care delivery models including, but not limited to, integration of patient monitoring equipment, remote patient monitoring, team-based care models, apprenticeship and career ladder programs, and virtual or remote care delivery models, and any challenges with implementing the models.

(12) By December 1, 2024, the advisory committee on hospital staffing must review the report prepared by the Washington state institute for public policy as required by section 15 of this act.

(13) After January 1, 2027, when the forms are developed and effective, the advisory committee on hospital staffing may meet if it is determined by the department of health and committee members that such meetings are necessary.

(14) No earlier than July 1, 2029, the advisory committee on hospital staffing must discuss the issues related to applicability of RCW 70.41.420(7)(b) (i) and (ii) for hospitals listed under RCW 70.41.420(7)(b)(iv). This must include possible data collection options, potential costs, sources of funding, and implementation timeline.

(15) The advisory committee on hospital staffing must advise the department of labor and industries on the department's development by March 1, 2024, of a uniform form for reporting under RCW 49.12.480(2).

(16) This section expires July 1, 2030.

Sec. 2. RCW 70.41.410 and 2008 c 47 s 2 are each amended to read as follows:

The definitions in this section apply throughout this section

~~((and))~~, RCW 70.41.420, and 70.41.425 unless the context clearly requires otherwise.

(1) "Hospital" has the same meaning as defined in RCW 70.41.020, and also includes state hospitals as defined in RCW 72.23.010.

(2) "Hospital staffing committee" means the committee established by a hospital under RCW 70.41.420.

~~(3)~~ "Intensity" means the level of patient need for nursing care, as determined by the nursing assessment.

~~((3))~~ (4) "Nursing assistant-certified" means an individual certified under chapter 18.88A RCW who provides direct care to patients.

(5) "Nursing ~~(personnel)~~ staff" means registered nurses, licensed practical nurses, nursing assistants-certified, and unlicensed assistive nursing personnel providing direct patient care.

~~((4))~~ "Nurse staffing committee" means the committee established by a hospital under RCW 70.41.420.

~~(5))~~ (6) "Patient care staff" means a person who is providing direct care or supportive services to patients but who is not:

(a) Nursing staff as defined in this section;

(b) A physician licensed under chapter 18.71 or 18.57 RCW;

(c) A physician's assistant licensed under chapter 18.71A RCW; or

(d) An advanced registered nurse practitioner licensed under RCW 18.79.250, unless working as a direct care registered nurse.

(7) "Patient care unit" means any unit or area of the hospital that provides patient care by registered nurses.

~~((6))~~ (8) "Reasonable efforts" means that the employer exhausts and documents all of the following but is unable to obtain staffing coverage:

(a) Seeks individuals to consent to work additional time from all available qualified staff who are working;

(b) Contacts qualified employees who have made themselves available to work additional time;

(c) Seeks the use of per diem staff; and

(d) When practical, seeks personnel from a contracted temporary agency when such staffing is permitted by law or an applicable collective bargaining agreement, and when the employer regularly uses a contracted temporary agency.

(9) "Registered nurse" means an individual licensed as a nurse under chapter 18.79 RCW who provides direct care to patients.

(10) "Skill mix" means the experience of, and number and relative percentages of ~~((registered nurses, licensed practical nurses, and unlicensed assistive personnel among the total number of nursing personnel)), nursing and patient care staff.~~

(11) "Unforeseeable emergent circumstance" means:

(a) Any unforeseen declared national, state, or municipal emergency;

(b) When a hospital disaster plan is activated;

(c) Any unforeseen disaster or other catastrophic event that substantially affects or increases the need for health care services; or

(d) When a hospital is diverting patients to another hospital or hospitals for treatment.

Sec. 3. RCW 70.41.420 and 2017 c 249 s 2 are each amended to read as follows:

(1) By ~~((September))~~ January 1, ((2008)) 2024, each hospital shall establish a ~~((nurse))~~ hospital staffing committee, either by creating a new committee or assigning the functions of ~~((a))~~ the hospital staffing committee to an existing nurse staffing committee ((to an existing committee)).

(2) Hospital staffing committees must be comprised of:

(a) At least ~~((one half))~~ 50 percent of the voting members of the ~~((nurse))~~ hospital staffing committee shall be ~~((registered nurses))~~ nursing staff, who are nonsupervisory and

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~~nonmanagerial, currently providing direct patient care ((and up to one half of the members shall be determined by the hospital administration)).~~ The selection of the ~~((registered nurses providing direct patient care))~~ nursing staff shall be according to the collective bargaining ~~((agreement))~~ representative or representatives if there is one ~~((in effect))~~ or more at the hospital. If there is no ~~((applicable))~~ collective bargaining ((agreement)) representative, the members of the ~~((nurse))~~ hospital staffing committee who are ~~((registered nurses))~~ nursing staff providing direct patient care shall be selected by their peers.

~~((2))~~ (b) 50 percent of the members of the hospital staffing committee shall be determined by the hospital administration and shall include but not be limited to the chief financial officer, the chief nursing officers, and patient care unit directors or managers or their designees.

(3) Participation in the ((nurse)) hospital staffing committee by a hospital employee shall be on scheduled work time and compensated at the appropriate rate of pay. ((Nurse)) Hospital staffing committee members shall be relieved of all other work duties during meetings of the committee. Additional staffing relief must be provided if necessary to ensure committee members are able to attend hospital staffing committee meetings.

~~((3))~~ (4) Primary responsibilities of the ((nurse)) hospital staffing committee shall include:

(a) Development and oversight of an annual patient care unit and shift-based ((nurse)) hospital staffing plan, based on the needs of patients, to be used as the primary component of the staffing budget. The hospital staffing committee shall use a uniform format or form, created by the department in consultation with the advisory committee established in section 1 of this act and the department of labor and industries, for complying with the requirement to submit the annual staffing plan. The uniform format or form must allow for variations in service offerings, facility design, and other differences between hospitals, but must allow patients and the public to clearly understand and compare staffing plans. Hospitals may include a description of additional resources available to support unit-level patient care and a description of the hospital, including the size and type of facility. Factors to be considered in the development of the plan should include, but are not limited to:

(i) Census, including total numbers of patients on the unit on each shift and activity such as patient discharges, admissions, and transfers;

(ii) ((Level of intensity of all patients and nature of the)) Patient acuity level, intensity of care needs, and the type of care to be delivered on each shift;

(iii) Skill mix;

(iv) Level of experience and specialty certification or training of nursing ~~((personnel))~~ and patient care staff providing care;

(v) The need for specialized or intensive equipment;

(vi) The architecture and geography of the patient care unit, including but not limited to placement of patient rooms, treatment areas, nursing stations, medication preparation areas, and equipment;

(vii) Staffing guidelines adopted or published by national nursing professional associations, specialty nursing organizations, and other health professional organizations;

(viii) Availability of other personnel and patient care staff supporting nursing services on the unit; and

~~((Strategies to enable registered nurses to take meal and rest breaks as required by law or))~~ Compliance with the terms of an applicable collective bargaining agreement, if any, ~~((between the hospital and a representative of the nursing staff))~~ and relevant state and federal laws and rules, including those regarding meal and rest breaks and use of overtime and on-call shifts;

(b) Semiannual review of the staffing plan against patient need and known evidence-based staffing information, including the nursing sensitive quality indicators collected by the hospital; and

(c) Review, assessment, and response to staffing variations or ~~((concerns))~~ complaints presented to the committee.

~~((4))~~ (5) In addition to the factors listed in subsection ~~((3))~~ (4)(a) of this section, hospital finances and resources must be taken into account in the development of the ((nurse)) hospital staffing plan.

~~((5) The staffing plan must not diminish other standards contained in state or federal law and rules, or the terms of an applicable collective bargaining agreement, if any, between the hospital and a representative of the nursing staff.)~~

(6)(a) The committee ~~((will))~~ shall produce the hospital's annual ((nurse)) hospital staffing plan.

~~((If this staffing plan is not adopted by the hospital, the chief executive officer shall provide a written explanation of the reasons why the plan was not adopted to the committee. The chief executive officer must then either: (a) Identify those elements of the proposed plan being changed prior to adoption of the plan by the hospital or (b) prepare an alternate annual staffing plan that must be adopted by the hospital.))~~

(b) The committee shall propose by a 50 percent plus one vote a draft of the hospital's annual staffing plan which must be delivered to the hospital's chief executive officer or their designee by July 1, 2024, and annually thereafter.

(c) The chief executive officer or their designee must provide written feedback to the hospital staffing committee on the proposed annual staffing plan. The feedback must:

(i) Identify those elements of the proposed staffing plan the chief executive officer requests to be changed to address elements identified by the chief executive officer, including subsection (4)(a) of this section, that could cause the chief executive officer concern regarding financial feasibility, concern regarding temporary or permanent closure of units, or patient care risk; and

(ii) Provide a status report on implementation of the staffing plan including nursing sensitive quality indicators collected by the hospital, patient surveys, and recruitment and retention efforts, including the hospital's success over the previous six months in filling approved open positions for employees covered by the staffing plan.

(d) The committee must review and consider any feedback required under (c)(i) of this subsection prior to approving by a 50 percent plus one vote a revised hospital staffing plan to provide to the chief executive officer.

(e) If this revised proposed staffing plan is not adopted by the hospital, the most recent of the following remains in effect:

(i) The staffing plan that was in effect January 1, 2023; or

(ii) The staffing plan last approved by a 50 percent plus one vote of a duly constituted hospital staffing committee and adopted by the hospital, in accordance with all standards under this section.

~~((January 1, 2019))~~ Beginning January 1, 2025, each hospital shall submit its final staffing plan to the department and thereafter on an annual basis and at any time in between that the plan is updated.

~~((January 1, 2019))~~ Beginning July 1, 2025, each hospital shall implement the staffing plan and assign nursing ~~((personnel))~~ staff to each patient care unit in accordance with the plan except in instances of unforeseeable emergent circumstances.

~~((a))~~ (b) Each hospital shall document when a patient care unit nursing staff assignment is out of compliance with the adopted hospital staffing plan. For purposes of this subsection, out of compliance means the number of patients assigned to the nursing staff exceeds the patient care unit assignment as directed

by the nurse staffing plan. The hospital must adopt written policies and procedures under this subsection no later than October 1, 2024.

(i) Each hospital must report to the department on a semiannual basis the accurate percentage of nurse staffing assignments where the assignment in a patient care unit is out of compliance with the adopted nurse staffing plan. Beginning in 2026, semiannual reports are due on July 31st and January 31st each year. The first report is due January 31, 2026, and must cover the last six months of 2025.

(ii) Beginning in 2025, if a hospital is in compliance for less than 80 percent of the nurse staffing assignment in a month, the hospital must, within seven calendar days following the end of the month in which the hospital was out of compliance, report to the department regarding lack of compliance with the nurse staffing patient care unit assignments in the hospital staffing plan.

(iii) The department must develop a form or forms for the report to be made under this subsection by October 1, 2024. The form must include a checkbox for either cochair of the hospital staffing committee to indicate their belief that the validity of the report should be investigated by the department. If the checkbox on the form has been checked, the department may initiate an investigation as to the validity of the semiannual report under (b)(i) of this subsection.

(iv) This subsection (7)(b) does not apply to:

(A) Hospitals certified as critical access hospitals;

(B) Hospitals with fewer than 25 acute care licensed beds;

(C) Hospitals certified by the centers for medicare and medicaid services as sole community hospitals that are not owned or operated by a health system that owns or operates more than one acute hospital licensed under chapter 70.41 RCW; and

(D) Hospitals located on an island operating within a public hospital district in Skagit county.

(c) A ~~((registered nurse))~~ nursing staff may report to the hospital staffing committee any variations where the ~~((nurse personnel))~~ nursing staff assignment in a patient care unit is not in accordance with the adopted staffing plan and may make a complaint to the committee based on the variations.

~~((b))~~ (d) Shift-to-shift adjustments in staffing levels required by the plan may be made by the appropriate hospital personnel overseeing patient care operations. If ~~((a registered nurse))~~ nursing staff on a patient care unit objects to a shift-to-shift adjustment, ~~((the registered nurse))~~ the nursing staff may submit the complaint to the hospital staffing committee.

~~((e Staffing))~~ (e) Hospital staffing committees shall develop a process to examine and respond to data submitted under ~~((a))~~ (b) and ~~((b))~~ (c) of this subsection, including the ability to determine if a specific complaint is resolved or dismissing a complaint based on unsubstantiated data. All written complaints submitted to the hospital staffing committee must be reviewed by the staffing committee, regardless of what format the complainant uses to submit the complaint.

(f) In the event of an unforeseeable emergent circumstance lasting for 15 days or more, the hospital incident command shall report within 30 days to the cochairs of the hospital staffing committee an assessment of the staffing needs arising from the unforeseeable emergent circumstance and the hospital's plan to address those identified staffing needs. Upon receipt of the report, the hospital staffing committee shall convene to develop a contingency staffing plan to address the needs arising from the unforeseeable emergent circumstance. The hospital's deviation from its staffing plan may not be in effect for more than 90 days without the review of the hospital staffing committee. Within 90 days of an initial deviation under this section the hospital must report to the department the basis for the deviation and must report to the department again once the deviation under this

section is no longer in effect.

(g) A direct care registered nurse or direct care nursing assistant-certified may not be assigned by hospitals to a nursing unit or clinical area unless that nurse has first received orientation in that clinical area sufficient to provide competent care to patients in that area and has demonstrated current competence in providing care in that area. The hospital must adopt written policies and procedures under this subsection no later than July 1, 2025.

(8) Each hospital shall post, in a public area on each patient care unit, the ~~((nurse))~~ staffing plan and the ~~((nurse))~~ staffing schedule for that shift on that unit, as well as the relevant clinical staffing for that shift. The staffing plan and current staffing levels must also be made available to patients and visitors upon request. The hospital must also post in a public area on each patient care unit any corrective action plan relevant to that patient care unit as required under RCW 70.41.425(4).

(9) A hospital may not retaliate against or engage in any form of intimidation ~~((or))~~ or otherwise take any adverse action against:

(a) An employee for performing any duties or responsibilities in connection with the ~~((nurse))~~ hospital staffing committee; or

(b) An employee, patient, or other individual who notifies the ~~((nurse))~~ hospital staffing committee or the hospital administration of his or her concerns on nurse staffing.

(10) This section is not intended to create unreasonable burdens on critical access hospitals under 42 U.S.C. Sec. 1395i-4. Critical access hospitals may develop flexible approaches to accomplish the requirements of this section that may include but are not limited to having ~~((nurse))~~ hospital staffing committees work by video conference, telephone, or email.

(11) By July 1, 2024, the hospital staffing committee shall file with the department a charter that must include, but is not limited to:

(a) A process for electing cochairs and their terms;

(b) Roles, responsibilities, and processes by which the hospital staffing committee functions, including which patient care staff job classes will be represented on the committee as nonvoting members, how many members will serve on the committee, processes to ensure adequate quorum and ability of committee members to attend, and processes for replacing members who do not regularly attend;

(c) Schedule for monthly meetings with more frequent meetings as needed that ensures committee members have 30 days' notice of meetings;

(d) Processes by which all staffing complaints will be reviewed, investigated, and resolved, noting the date received as well as initial, contingent, and final disposition of complaints and corrective action plan where applicable;

(e) Processes by which complaints will be resolved within 90 days of receipt, or longer with majority approval of the committee, and processes to ensure the complainant receives a letter stating the outcome of the complaint;

(f) Processes for attendance by any employee, and a labor representative if requested by the employee, who is involved in a complaint;

(g) Processes for the hospital staffing committee to conduct quarterly reviews of: Staff turnover rates including new hire turnover rates during first year of employment; anonymized aggregate exit interview data on an annual basis; and hospital plans regarding workforce development;

(h) Standards for hospital staffing committee approval of meeting documentation including meeting minutes, attendance, and actions taken;

(i) Policies for retention of meeting documentation for a minimum of three years and consistent with each hospital's

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document retention policies;

(j) Processes for the hospital to provide the hospital staffing committee with information regarding patient complaints involving staffing made to the hospital through the patient grievance process required under 42 C.F.R. 482.13(a)(2); and

(k) Processes for how the information from the reports required under subsection (7) of this section will be used to inform the development and semiannual review of the staffing plan.

(12) The department and the department of labor and industries must provide technical assistance to hospital staffing committees to assist with compliance with this section. Technical assistance may not be provided during an inspection, or during the time between when an investigation of a hospital has been initiated and when such investigation is resolved.

Sec. 4. RCW 70.41.425 and 2017 c 249 s 3 are each amended to read as follows:

(1)(a) The department shall investigate a complaint submitted under this section for violation of RCW 70.41.420 following receipt of a complaint with documented evidence of failure to:

- (i) Form or establish a hospital staffing committee;
- (ii) Conduct a semiannual review of a ~~((nurse))~~ staffing plan;
- (iii) Submit a ~~((nurse))~~ staffing plan on an annual basis and any updates; or

(iv)(A) Follow the nursing ~~((personnel))~~ staff assignments in a patient care unit in violation of RCW 70.41.420(7)~~((a) or shift-to-shift adjustments in staffing levels in violation of RCW 70.41.420(7)(b))~~ (c) or (d).

(B) Based on their formal agreement required under sections 5 and 6 of this act, the department and the department of labor and industries shall investigate complaints under this subsection (1)(a)(iv). The departments may only investigate a complaint under this subsection (1)(a)(iv) ((after making an assessment that the submitted evidence indicates a continuing pattern of unresolved)) for violations of RCW 70.41.420(7) ((a) or (b)) (c) or (d), that were submitted to the ((nurse)) hospital staffing committee and remain unresolved for 60 days after receipt by the hospital staffing committee, excluding complaints determined by the ((nurse)) hospital staffing committee to be resolved or dismissed. ((The submitted evidence must include the aggregate data contained in the complaints submitted to the hospital's nurse staffing committee that indicate a continuing pattern of unresolved violations for a minimum sixty day continuous period leading up to receipt of the complaint by the department.

~~(C) The department may not investigate a complaint under this subsection (1)(a)(iv) in the event of unforeseeable emergency circumstances or if the hospital, after consultation with the nurse staffing committee, documents it has made reasonable efforts to obtain staffing to meet required assignments but has been unable to do so.~~

~~(b) After an investigation conducted under (a) of this subsection, if the department determines that there has been a violation, the department shall require the hospital to submit a corrective plan of action within forty five days of the presentation of findings from the department to the hospital.)~~

(b) The department and the department of labor and industries may investigate and take appropriate enforcement action without any complaint if either department discovers data in the course of an investigation or inspection suggesting any violation of RCW 70.41.420.

(c) After an investigation conducted under (a) of this subsection, if the department and the department of labor and industries, pursuant to their formal agreement under sections 5 and 6 of this act, determine that there has been multiple unresolved violations of RCW 70.41.420(7) (c) and (d) of a similar nature within 30 days prior to the receipt of the complaint

by the department, the department shall require the hospital to submit for their approval a corrective plan of action within 45 days of the presentation of findings from the department to the hospital.

(d) Hospitals will not be found in violation of RCW 70.41.420 if it has been determined, following an investigation, that:

(i) There were unforeseeable emergent circumstances and the process under RCW 70.41.420(7)(f) has been followed, if applicable;

(ii) The hospital, after consultation with the hospital staffing committee, documents that the hospital has made reasonable efforts to obtain and retain staffing to meet required personnel assignments but has been unable to do so; or

(iii) Per documentation provided by the hospital, an individual admission of a patient in need of critical care to sustain their life or prevent disability received from another hospital caused the staffing plan violation alleged in the complaint.

(2)(a) The department shall review each hospital staffing plan submitted by a hospital to ensure it is received by the appropriate deadline and is completed on the department-issued staffing plan form.

(b) The hospital must complete all applicable portions of the staffing plan form. The department may determine that a hospital has failed to timely submit its staffing plan if the staffing plan form is incomplete.

(3) Beginning January 1, 2027, the department shall review all reports submitted under RCW 70.41.420(7)(b)(i) to ensure:

- (a) The forms are received by the appropriate deadline;
- (b) The forms are completed on the department-issued form; and

(c) The checkbox under RCW 70.41.420(7)(b)(iii) has not been checked.

(4) Beginning January 1, 2027, the department, in consultation with the department of labor and industries, must require a hospital to submit for their approval a corrective plan of action within 45 calendar days of a report to the department under RCW 70.41.420(7)(b)(ii) of this section or after an investigation under RCW 70.41.420(7)(b)(iii) of this section finds that the hospital is not in compliance.

(5)(a) Pursuant to their formal agreement under sections 5 and 6 of this act the department and the department of labor and industries must review and approve a hospital's proposed corrective plan of action under subsection (1)(c) or (4) of this section. As necessary, the department will require the hospital to revise the plan for it to adequately address issues identified by the department and the department of labor and industries prior to approving the plan.

(b) The department may review any corrective plan of action under subsection (1)(c) or (4) of this section that adversely impact provision of health care services or patient safety, and may require revisions to the corrective plan of action to ensure patient safety is maintained.

(c) A corrective plan of action may include, but is not limited to, the following elements:

- (i) Exercising efforts to obtain additional staff;
- (ii) Implementing actions to improve staffing plan variation or shift-to-shift adjustment planning;
- (iii) Delaying the addition of new services or procedure areas;
- (iv) Requiring minimum staffing standards;
- (v) Reducing hospital beds or services; or
- (vi) Closing the hospital emergency department to ambulance transport, except for patients in need of critical care to sustain their life or prevent disability.

(d) A corrective plan of action must be of a duration long enough to demonstrate the hospital's ability to sustain compliance

with the requirements of this section.

(e) In the event that the hospital follows a corrective plan of action under this subsection but remains in compliance for less than 80 percent of the nurse staffing assignments in the month following completion of the corrective plan of action, the hospital is required to submit a revised corrective plan of action with new elements that are likely to produce a minimum of 80 percent of the nurse staffing assignments in a month.

(6)(a) In the event that a hospital fails to submit a staffing plan, staffing committee charter, or a corrective plan of action by the relevant deadline, the department may take administrative action with penalties up to \$10,000 per 30 days of failure to comply.

(b)(i) In the event that a hospital ((fails to submit or)) submits but fails to follow ((such)) a corrective plan of action ((in response to a violation or violations found by the department based on a complaint filed pursuant to subsection (1) of this section)) required under subsection (1)(c) or (4) of this section, the department of labor and industries may impose((, for all violations asserted against a hospital at any time,)) a civil penalty of ((one hundred dollars)) \$50,000 per ((day)) 30 days. Civil penalties apply until the hospital ((submits or begins to follow)) begins to follow a corrective plan of action ((or takes other action agreed to)) that has been approved by the department. Revenue from these fines must be deposited into the supplemental pension fund established under RCW 51.44.033.

((3)The) (ii) If the department of labor and industries finds a violation after an investigation pursuant to subsection (1)(a)(iv)(B) of this section or assesses or imposes any penalty pursuant to this section, the employer may appeal the department's finding or assessment of penalties according to the procedures under sections 12 through 14 of this act.

(7)(a) As resources allow, the department ((shall maintain for public inspection)) must make records of any civil penalties((;)) and administrative actions((;)) or license suspensions or revocations imposed on hospitals, or any notices of resolution under this section available to the public.

(b) The department must post hospital staffing plans, hospital staffing committee charters, and the semi-annual compliance reports required under RCW 70.41.420 on its website.

((4) For purposes of this section, "unforeseeable emergency circumstance" means:

(a) Any unforeseen national, state, or municipal emergency;
(b) When a hospital disaster plan is activated;
(c) Any unforeseen disaster or other catastrophic event that substantially affects or increases the need for health care services;
or

(d) When a hospital is diverting patients to another hospital or hospitals for treatment or the hospital is receiving patients who are from another hospital or hospitals.

(5)) (8) Nothing in this section shall be construed to preclude the ability to otherwise submit a complaint to the department for failure to follow RCW 70.41.420.

((6) The department shall submit a report to the legislature on December 31, 2020. This report shall include the number of complaints submitted to the department under this section, the disposition of these complaints, the number of investigations conducted, the associated costs for complaint investigations, and recommendations for any needed statutory changes. The department shall also project, based on experience, the impact, if any, on hospital licensing fees over the next four years. Prior to the submission of the report, the secretary shall convene a stakeholder group consisting of the Washington state hospital association, the Washington state nurses association, service employees international union healthcare 1199NW, and united food and commercial workers 21. The stakeholder group shall review the report prior to its submission to review findings and

jointly develop any legislative recommendations to be included in the report.

(7) No fees shall be increased to implement chapter 249, Laws of 2017 prior to July 1, 2021.)

NEW SECTION. Sec. 5. A new section is added to chapter 70.41 RCW to read as follows:

By July 1, 2024, the department and the department of labor and industries must jointly establish a formal agreement that identifies the roles of each of the two agencies with respect to the oversight and enforcement of RCW 70.41.420 (4)(a) and (12) and 70.41.425 (1), (4), (5), (6)(b), and (7), as follows:

(1) To the extent feasible, provide for oversight and enforcement actions by a single agency, and must include measures to avoid multiple citations for the same violation; and

(2) Include provisions that allow for data sharing, including hospital staffing plans, reports submitted under RCW 70.41.420(8), and hospital staffing committee complaints submitted to the department.

NEW SECTION. Sec. 6. A new section is added to chapter 49.12 RCW to read as follows:

By July 1, 2024, the department and the department of health must jointly establish a formal agreement that identifies the roles of each of the two agencies with respect to the oversight and enforcement of RCW 70.41.420(7) and 70.41.425 (1) and (5)(b), as follows:

(1) To the extent feasible, provide for oversight and enforcement actions by a single agency, and must include measures to avoid multiple citations for the same violation; and

(2) Include provisions that allow for data sharing, including hospital staffing plans, reports submitted under RCW 70.41.420(8), and hospital staffing committee complaints submitted to the department of health.

Sec. 7. RCW 70.41.130 and 2021 c 61 s 2 are each amended to read as follows:

(1) The department is authorized to take any of the actions identified in this section against a hospital's license or provisional license in any case in which it finds that there has been a failure or refusal to comply with the requirements of this chapter or the standards or rules adopted under this chapter or the requirements of RCW 71.34.375 on the basis of findings by the department of labor and industries under RCW 70.41.425(6)(b).

(a) When the department determines the hospital has previously been subject to an enforcement action for the same or similar type of violation of the same statute or rule, or has been given any previous statement of deficiency that included the same or similar type of violation of the same or similar statute or rule, or when the hospital failed to correct noncompliance with a statute or rule by a date established or agreed to by the department, the department may impose reasonable conditions on a license. Conditions may include correction within a specified amount of time, training, or hiring a department-approved consultant if the hospital cannot demonstrate to the department that it has access to sufficient internal expertise. If the department determines that the violations constitute immediate jeopardy, the conditions may be imposed immediately in accordance with subsection (3) of this section.

(b)(i) In accordance with the authority the department has under RCW 43.70.095, the department may assess a civil fine of up to \$10,000 per violation, not to exceed a total fine of \$1,000,000, on a hospital licensed under this chapter when the department determines the hospital has previously been subject to an enforcement action for the same or similar type of violation of the same statute or rule, or has been given any previous statement of deficiency that included the same or similar type of violation of the same or similar statute or rule, or when the hospital failed to correct noncompliance with a statute or rule by a date

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established or agreed to by the department.

(ii) Proceeds from these fines may only be used by the department to offset costs associated with licensing hospitals.

(iii) The department shall adopt in rules under this chapter specific fine amounts in relation to:

(A) The severity of the noncompliance and at an adequate level to be a deterrent to future noncompliance; and

(B) The number of licensed beds and the operation size of the hospital. The licensed hospital beds will be categorized as:

- (I) Up to 25 beds;
- (II) 26 to 99 beds;
- (III) 100 to 299 beds; and
- (IV) 300 beds or greater.

(iv) If a licensee is aggrieved by the department's action of assessing civil fines, the licensee has the right to appeal under RCW 43.70.095.

(c) The department may suspend a specific category or categories of services or care or recovery units within the hospital as related to the violation by imposing a limited stop service. This may only be done if the department finds that noncompliance results in immediate jeopardy.

(i) Prior to imposing a limited stop service, the department shall provide a hospital written notification upon identifying deficient practices or conditions that constitute an immediate jeopardy, and upon the review and approval of the notification by the secretary or the secretary's designee. The hospital shall have 24 hours from notification to develop and implement a department-approved plan to correct the deficient practices or conditions that constitute an immediate jeopardy. If the deficient practice or conditions that constitute immediate jeopardy are not verified by the department as having been corrected within the same 24 hour period, the department may issue the limited stop service.

(ii) When the department imposes a limited stop service, the hospital may not admit any new patients to the units in the category or categories subject to the limited stop service until the limited stop service order is terminated.

(iii) The department shall conduct a follow-up inspection within five business days or within the time period requested by the hospital if more than five business days is needed to verify the violation necessitating the limited stop service has been corrected.

(iv) The limited stop service shall be terminated when:

(A) The department verifies the violation necessitating the limited stop service has been corrected or the department determines that the hospital has taken intermediate action to address the immediate jeopardy; and

(B) The hospital establishes the ability to maintain correction of the violation previously found deficient.

(d) The department may suspend new admissions to the hospital by imposing a stop placement. This may only be done if the department finds that noncompliance results in immediate jeopardy and is not confined to a specific category or categories of patients or a specific area of the hospital.

(i) Prior to imposing a stop placement, the department shall provide a hospital written notification upon identifying deficient practices or conditions that constitute an immediate jeopardy, and upon the review and approval of the notification by the secretary or the secretary's designee. The hospital shall have 24 hours from notification to develop and implement a department-approved plan to correct the deficient practices or conditions that constitute an immediate jeopardy. If the deficient practice or conditions that constitute immediate jeopardy are not verified by the department as having been corrected within the same 24 hour period, the department may issue the stop placement.

(ii) When the department imposes a stop placement, the hospital may not admit any new patients until the stop placement

order is terminated.

(iii) The department shall conduct a follow-up inspection within five business days or within the time period requested by the hospital if more than five business days is needed to verify the violation necessitating the stop placement has been corrected.

(iv) The stop placement order shall be terminated when:

(A) The department verifies the violation necessitating the stop placement has been corrected or the department determines that the hospital has taken intermediate action to address the immediate jeopardy; and

(B) The hospital establishes the ability to maintain correction of the violation previously found deficient.

(e) The department may deny an application for a license or suspend, revoke, or refuse to renew a license.

(2) The department shall adopt in rules under this chapter a fee methodology that includes funding expenditures to implement subsection (1) of this section. The fee methodology must consider:

- (a) The operational size of the hospital; and
- (b) The number of licensed beds of the hospital.

(3)(a) Except as otherwise provided, RCW 43.70.115 governs notice of actions taken by the department under subsection (1) of this section and provides the right to an adjudicative proceeding. Adjudicative proceedings and hearings under this section are governed by the administrative procedure act, chapter 34.05 RCW. The application for an adjudicative proceeding must be in writing, state the basis for contesting the adverse action, including a copy of the department's notice, be served on and received by the department within 28 days of the licensee's receipt of the adverse notice, and be served in a manner that shows proof of receipt.

(b) When the department determines a licensee's noncompliance results in immediate jeopardy, the department may make the imposition of conditions on a licensee, a limited stop placement, stop placement, or the suspension of a license effective immediately upon receipt of the notice by the licensee, pending any adjudicative proceeding.

(i) When the department makes the suspension of a license or imposition of conditions on a license effective immediately, a licensee is entitled to a show cause hearing before a presiding officer within 14 days of making the request. The licensee must request the show cause hearing within 28 days of receipt of the notice of immediate suspension or immediate imposition of conditions. At the show cause hearing the department has the burden of demonstrating that more probably than not there is an immediate jeopardy.

(ii) At the show cause hearing, the presiding officer may consider the notice and documents supporting the immediate suspension or immediate imposition of conditions and the licensee's response and must provide the parties with an opportunity to provide documentary evidence and written testimony, and to be represented by counsel. Prior to the show cause hearing, the department must provide the licensee with all documentation that supports the department's immediate suspension or imposition of conditions.

(iii) If the presiding officer determines there is no immediate jeopardy, the presiding officer may overturn the immediate suspension or immediate imposition of conditions.

(iv) If the presiding officer determines there is immediate jeopardy, the immediate suspension or immediate imposition of conditions shall remain in effect pending a full hearing.

(v) If the presiding officer sustains the immediate suspension or immediate imposition of conditions, the licensee may request an expedited full hearing on the merits of the department's action. A full hearing must be provided within 90 days of the licensee's

request.

Sec. 8. RCW 49.12.480 and 2019 c 296 s 1 are each amended to read as follows:

(1) An employer shall provide employees with meal and rest periods as required by law, subject to the following:

(a) Rest periods must be scheduled at any point during each work period during which the employee is required to receive a rest period;

(b) Employers must provide employees with uninterrupted meal and rest breaks. This subsection (1)(b) does not apply in the case of:

(i) An unforeseeable emergent circumstance, as defined in RCW 49.28.130; or

(ii) ~~(A clinical circumstance, as determined by the employee, employer, or employer's designee, that may lead to a significant adverse effect on the patient's condition:~~

~~(A) Without the knowledge, specific skill, or ability of the employee on break; or~~

~~(B) Due to an unforeseen or unavoidable event relating to patient care delivery requiring immediate action that could not be planned for by an employer;~~

~~(c) For any rest break that is interrupted before ten complete minutes by an employer or employer's designee under the provisions of (b)(ii) of this subsection, the employee must be given an additional ten minute uninterrupted rest break at the earliest reasonable time during the work period during which the employee is required to receive a rest period. If the elements of this subsection are met, a rest break shall be considered taken for the purposes of the minimum wage act as defined by chapter 49.46 RCW.) An unforeseeable clinical circumstance, as determined by the employee that may lead to a significant adverse effect on the patient's condition, unless the employer or employer's designee determines that the patient may suffer life-threatening adverse effects;~~

(c) For any work period for which an employee is entitled to one or more meal periods and more than one rest period, the employee and the employer may agree that a meal period may be combined with a rest period. This agreement may be revoked at any time by the employee. If the employee is required to remain on duty during the combined meal and rest period, the time shall be paid. If the employee is released from duty for an uninterrupted combined meal and rest period, the time corresponding to the meal period shall be unpaid, but the time corresponding to the rest period shall be paid.

(2)(a) The employer shall provide a mechanism to record when an employee misses a meal or rest period and maintain these records.

(b) The employer must provide a quarterly report to the department of the total meals and rest periods missed in violation of this section during the quarter covered by the report, and the total number of meals and rest periods required during the quarter. The reports are due to the department 30 calendar days after the conclusion of the calendar quarter.

(c) The provisions of (b) in this subsection (2) do not apply to hospitals defined in RCW 70.41.420(7)(b)(iv) until July 1, 2026.

(3) For purposes of this section, the following terms have the following meanings:

- (a) "Employee" means a person who:
 - (i) Is employed by ~~(a health care facility)~~ an employer;
 - (ii) Is involved in direct patient care activities or clinical services; and
 - (iii) Receives an hourly wage or is covered by a collective bargaining agreement ~~(; and~~
 - ~~(iv) Is a licensed practical nurse or registered nurse licensed under chapter 18.79 RCW, a surgical technologist registered under chapter 18.215 RCW, a diagnostic radiologic technologist~~

~~or cardiovascular invasive specialist certified under chapter 18.84 RCW, a respiratory care practitioner licensed under chapter 18.89 RCW, or a nursing assistant certified as defined in RCW 18.88A.020).~~

(b) "Employer" means hospitals licensed under chapter 70.41 RCW ~~(; except that the following hospitals are excluded until July 1, 2021:~~

~~(i) Hospitals certified as critical access hospitals under 42 U.S.C. Sec. 1395i-4;~~

~~(ii) Hospitals with fewer than twenty five acute care beds in operation; and~~

~~(iii) Hospitals certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, that have had less than one hundred fifty acute care licensed beds in fiscal year 2011; have a level III adult trauma service designation from the department of health as of January 1, 2014; and are owned and operated by the state or a political subdivision).~~

NEW SECTION. Sec. 9. A new section is added to chapter 49.12 RCW to read as follows:

(1) The department must enforce the provisions of RCW 49.12.480, including reviewing reports submitted under RCW 49.12.480(2) to ensure they are timely, complete, and on the department-issued form.

(2)(a) Upon the department's review of the employer's report due under RCW 49.12.480(2), if the department determines that 80 percent or less of meals and rest periods were not missed in violation of RCW 49.12.480, or if an employer fails to properly submit a report, the department may offer to provide technical assistance to the employer, although until June 30, 2026, the department must offer technical assistance to the employer.

(b) Beginning July 1, 2026, if the department finds that an employer has exceeded the quarterly threshold in (a) of this subsection for missed meals and rest periods, the department must impose a penalty. The provisions of this subsection do not apply to employers who are hospitals defined in RCW 70.41.420(7)(b)(iv) until July 1, 2028.

(c)(i) The penalties assessed by the department each time the department imposes a penalty under (b) of this subsection are as follows:

- (A) For hospitals certified as critical access hospitals under 42 U.S.C. Sec. 1395i-4, or with up to 25 licensed beds: \$5,000;
- (B) For hospitals with 26 to 99 licensed beds: \$10,000;
- (C) For hospitals with 100 to 299 beds: \$15,000; and
- (D) For hospitals with 300 or more beds: \$20,000.

(ii) If the department imposes a penalty in a third consecutive quarter, the department must double the penalty amounts in (c)(i) of this subsection for subsequent consecutive quarters. An employer in compliance for a single quarter is no longer subject to the penalties for subsequent violations under this subsection (c)(ii).

(3)(a) An employer may not take any adverse action against employees for exercising any right under RCW 49.12.480. An adverse action means any action taken or threatened by an employer against an employee for exercising the employee's rights under RCW 49.12.480 or this section, but does not include noncoercive counseling, coaching, training, or other resources offered to an employee.

(b) The department must investigate complaints related to compliance with (a) of this subsection. The director may require the testimony of witnesses and the production of documents as part of the director's investigation.

(c) If the director determines that an employer has violated (a) of this subsection, the director may:

- (i) Order payment to the department of a civil penalty of not more than \$1,000 for an employer's first violation and not more

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than \$5,000 for any subsequent related violation;

(ii) Order appropriate relief under this subsection (3) that includes any earnings the employee did not receive due to the employer's adverse action, including interest of one percent per month on all earnings owed. The earnings and interest owed will be calculated from the first date earnings were owed to the employee; or

(iii) Order the employer to restore the employee to the position of employment held by the employee when the retaliation occurred, or restore the employee to an equivalent position with equivalent employment hours, work schedule, benefits, pay, and other terms and conditions of employment.

(4)(a)(i) An employer must provide valid data in reports required under RCW 49.12.480(2). Valid data means that the data included in the reports is attested to by an employer's designee and has not been inappropriately manipulated or modified; and

(ii) Employees must be free from coercion into inaccurate recording of their meal and rest periods under RCW 49.12.480.

(b) The department must investigate complaints related to compliance with (a) of this subsection that are facially based on the actual knowledge of the complaining party. The director may require the testimony of witnesses and the production of documents as part of the director's investigation.

(c) If the director determines that an employer has violated (a) of this subsection, the director may:

(i) Order the employer to pay the department a civil penalty of not more than \$1,000 for an employer's first violation and not more than \$5,000 for any subsequent related violation; and

(ii) Order appropriate relief that includes any earnings the employee did not receive due to the employer's adverse action, including interest of one percent per month on all earnings owed. The earnings and interest owed will be calculated from the first date earnings were owed to the employee.

(5) The department may investigate and take appropriate enforcement action under this section without any complaint if the department discovers data in the course of an investigation or inspection.

(6) Any appeals of the department's decisions, including assessed penalties, and collection or deposit of civil penalties under this section must be pursuant to sections 12 through 14 of this act.

(7) For the purposes of this section, "coercion" means compelling or inducing an employee to engage in conduct which the employee has a legal right to abstain from or to abstain from the conduct which the employee has a legal right to engage in.

Sec. 10. RCW 49.28.140 and 2019 c 296 s 3 are each amended to read as follows:

(1) No employee of a health care facility may be required to work overtime. Attempts to compel or force employees to work overtime are contrary to public policy, and any such requirement contained in a contract, agreement, or understanding is void.

(2) The acceptance by any employee of overtime is strictly voluntary, and the refusal of an employee to accept such overtime work is not grounds for discrimination, dismissal, discharge, or any other penalty, threat of reports for discipline, or employment decision adverse to the employee.

(3) This section does not apply to overtime work that occurs:

(a) Because of any unforeseeable emergent circumstance;

(b) Because of prescheduled on-call time, subject to the following:

(i) Mandatory prescheduled on-call time may not be used in lieu of scheduling employees to work regularly scheduled shifts when a staffing plan indicates the need for a scheduled shift; ~~(and)~~

(ii) Mandatory prescheduled on-call time may not be used to

address regular changes in patient census or acuity or expected increases in the number of employees not reporting for predetermined scheduled shifts; and

(iii) Mandatory, prescheduled on-call time may not be used to begin at a time when the duration of the procedure is expected to exceed the employee's regular scheduled hours of work, except for the case of a nonemergent patient procedure for which, in the judgment of the provider responsible for the procedure, a delay would cause a worse clinical outcome.

(c) When the employer documents that the employer has used reasonable efforts to obtain staffing. An employer has not used reasonable efforts if overtime work is used to fill vacancies resulting from chronic staff shortages; or

(d) When an employee is required to work overtime to complete a patient care procedure already in progress where the absence of the employee could have an adverse effect on the patient.

(4) An employee accepting overtime who works more than twelve consecutive hours shall be provided the option to have at least eight consecutive hours of uninterrupted time off from work following the time worked.

Sec. 11. RCW 49.28.150 and 2002 c 112 s 4 are each amended to read as follows:

The department of labor and industries shall investigate complaints of violations of RCW 49.28.140 and 70.41.420(9) as provided under sections 12 through 14 of this act. ~~(A violation of RCW 49.28.140 is a class 1 civil infraction in accordance with chapter 7.80 RCW, except that the maximum penalty is one thousand dollars for each infraction up to three infractions. If there are four or more violations of RCW 49.28.140 for a health care facility, the employer is subject to a fine of two thousand five hundred dollars for the fourth violation, and five thousand dollars for each subsequent violation. The department of labor and industries is authorized to issue and enforce civil infractions according to chapter 7.80 RCW.)~~

NEW SECTION. Sec. 12. A new section is added to chapter 49.12 RCW to read as follows:

(1)(a) If a complainant files a complaint with the department of labor and industries alleging a violation of this chapter or RCW 70.41.420(9), the department shall investigate the complaint.

(b) The department may not investigate any such alleged violation of rights that occurred more than three years before the date that the complainant filed the complaint.

(c) Upon the investigation of a complaint, the department shall issue either a citation and notice of assessment or a determination of compliance, within 90 days after the date on which the department received the complaint, unless the complaint is otherwise resolved. The department may extend the period by providing advance written notice to the complainant and the employer setting forth good cause for an extension of the period and specifying the duration of the extension.

(d) The department shall send a citation and notice of assessment or the determination of compliance to both the employer and the complainant by service of process or using a method by which the mailing can be tracked, or the delivery can be confirmed to their last known addresses.

(2) If the department of labor and industries investigation finds that the complainant's allegation cannot be substantiated, the department shall issue a closure letter to the complainant and the employer detailing such finding.

(3)(a) If the department of labor and industries finds a violation of this chapter, the department shall order the employer to pay the department a civil penalty.

(b) Except as provided otherwise in this chapter, the maximum penalty is \$1,000 for each violation, up to three violations. If there

are four or more violations of this chapter for a health care facility, the employer is subject to a civil penalty of \$2,500 for the fourth violation, and \$5,000 for each subsequent violation.

(c) The department may not assess a civil penalty if the employer reasonably relied on: (i) A rule related to any of the requirements of this chapter; (ii) a written order, ruling, approval, opinion, advice, determination, or interpretation of the director; or (iii) an interpretive or administrative policy issued by the department and filed with the office of the code reviser. In accordance with the department's retention schedule obligations under chapter 40.14 RCW, the department shall maintain a complete and accurate record of all written orders, rulings, approvals, opinions, advice, determinations, and interpretations for purposes of determining whether an employer is immune from civil penalties under (b) of this subsection.

(4) The department of labor and industries may, at any time, waive or reduce a civil penalty assessed under this section if the director of the department determines that the employer has taken corrective action to resolve the violation.

(5) The department of labor and industries shall deposit all civil penalties paid under this chapter in the supplemental pension fund established under RCW 51.44.033.

NEW SECTION. Sec. 13. A new section is added to chapter 49.12 RCW to read as follows:

(1) A person, firm, or corporation aggrieved by a citation and notice of assessment or a determination of compliance by the department of labor and industries under section 12 of this act may appeal the citation and notice of assessment to the director of the department by filing a notice of appeal with the director within 30 days of the department's issuance of the citation and notice of assessment. A citation and notice of assessment or a determination of compliance not appealed within 30 days is final and binding, and not subject to further appeal.

(2) A notice of appeal filed with the director of the department of labor and industries under this section shall stay the effectiveness of the citation and notice of assessment or the determination of compliance pending final review of the appeal by the director as provided for in chapter 34.05 RCW.

(3) Upon receipt of a notice of appeal, the director of the department of labor and industries shall assign the hearing to an administrative law judge of the office of administrative hearings to conduct the hearing and issue an initial order. The hearing and review procedures shall be conducted in accordance with chapter 34.05 RCW, and the standard of review by the administrative law judge of an appealed citation and notice of assessment or determination of compliance shall be de novo. Any party who seeks to challenge an initial order shall file a petition for administrative review with the director within 30 days after service of the initial order. The director shall conduct administrative review in accordance with chapter 34.05 RCW.

(4) The director of the department of labor and industries shall issue all final orders after appeal of the initial order. The final order of the director is subject to judicial review in accordance with chapter 34.05 RCW.

(5) Orders that are not appealed within the time period specified in this section and chapter 34.05 RCW are final and binding, and not subject to further appeal.

(6) An employer who fails to allow adequate inspection of records in an investigation by the department of labor and industries under this section within a reasonable time period may not use such records in any appeal under this section to challenge the correctness of any determination by the department of the penalty assessed.

NEW SECTION. Sec. 14. A new section is added to chapter 49.12 RCW to read as follows:

Collections of unpaid citations assessing civil penalties under

sections 11 through 13 of this act will be pursuant to RCW 49.48.086.

NEW SECTION. Sec. 15. The Washington state institute for public policy shall conduct a study on hospital staffing standards for direct care registered nurses and direct care nursing assistants.

(1) The institute must review current and historical staffing plans filed with the department of health under chapter 70.41 RCW and describe:

(a) Timeliness and completeness of filed forms;

(b) Format of filed forms;

(c) Patient care unit nursing staff assignments related to the maximum number of patients to which a direct care nursing or nursing assistant may be assigned;

(d) Descriptive statistics on submissions by hospital unit type;

(e) Trends over time, if any;

(f) Legal minimum staffing standards for registered nurses and nursing assistants in other jurisdictions; and

(g) Relevant professional association guidance, recommendations, or best practices.

(2) The department of health shall cooperate with the institute to facilitate access to data or other resources necessary to complete the analysis required under this section.

(3) The institute must provide a report on its findings to the department and relevant committees of the legislature by June 30, 2024.

NEW SECTION. Sec. 16. 2017 c 249 s 4 (uncodified) is repealed.

NEW SECTION. Sec. 17. Except for sections 1, 3, 15, and 16 of this act, this act takes effect July 1, 2024.

NEW SECTION. Sec. 18. Section 16 of this act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect June 1, 2023."

On page 1, line 1 of the title, after "Relating to;" strike the remainder of the title and insert "improving workplace standards for certain hospital staff by expanding staffing committees to include additional nursing staff, modifying staffing committee requirements, and clarifying standards and enforcement regarding mandatory overtime and uninterrupted meal and rest breaks; amending RCW 70.41.410, 70.41.420, 70.41.425, 70.41.130, 49.12.480, 49.28.140, and 49.28.150; adding a new section to chapter 43.70 RCW; adding a new section to chapter 70.41 RCW; adding new sections to chapter 49.12 RCW; creating a new section; repealing 2017 c 249 s 4 (uncodified); prescribing penalties; providing effective dates; providing an expiration date; and declaring an emergency."

Senator Mullet spoke in favor of adoption of the striking amendment.

MOTION

Senator Mullet moved that the following floor amendment no. 0186 by Senator Mullet be adopted:

On page 8, line 11, after "Beginning" strike "in" and insert "July 1."

On page 9, line 6, after "~~((a))~~" strike "(b)" and insert "(c)"

On page 9, line 7, after "~~((b))~~" strike "(c)" and insert "(d)"

On page 14, line 25, after "percent" strike "of" and insert "compliance with"

On page 16, line 19, after "RCW" strike "70.41.420(8)" and insert "70.41.420(7)"

On page 16, line 33, after "RCW" strike "70.41.420(8)" and insert "70.41.420(7)"

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On page 23, beginning on line 4, after "(a)" strike all material through "employer" on line 10 and insert "Upon the department's review of the employer's report due under RCW 49.12.480(2), if the department determines that an employer is not 80 percent compliant with the meal and rest break requirements under RCW 49.12.480, and more than 20 percent of the required meals and rest periods were missed, or if an employer fails to properly submit a report, the department may offer to provide technical assistance to the employer, although until June 30, 2026, the department must offer technical assistance to the employer"

On page 26, line 11, after "RCW 49.28.410" strike "and 70.41.420(9)"

On page 26, beginning on line 25, after "of" strike "this chapter or RCW 70.41.420(9)" and insert "RCW 49.28.140"

On page 27, line 11, after "of" strike "this chapter" and insert "RCW 49.28.140"

On page 27, line 20, after "of" strike "this chapter" and insert "RCW 49.28.140"

On page 27, line 34, after "this" strike "chapter" and insert "section"

Senator Mullet spoke in favor of adoption of the amendment to the striking amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 0186 by Senator Mullet on page 8, line 11 to striking floor amendment no. 0180.

The motion by Senator Mullet carried and floor amendment no. 0186 was adopted by voice vote.

The President Pro Tempore declared the question before the Senate to be the adoption of striking floor amendment no. 0180 by Senator Mullet as amended to Second Substitute Senate Bill No. 5236.

The motion by Senator Mullet carried and striking floor amendment no. 0180 as amended was adopted by voice vote.

MOTION

On motion of Senator Robinson, the rules were suspended, Engrossed Second Substitute Senate Bill No. 5236 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Robinson, Rivers, Saldaña and King 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 Second Substitute Senate Bill No. 5236.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 5236 and the bill passed the Senate by the following vote: Yeas, 35; Nays, 13; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Cleveland, Conway, Dhingra, Frame, Gildon, Hasegawa, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, Mullet, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Torres, Trudeau, Valdez, Wellman, Wilson, C. and Wilson, J.

Voting nay: Senators Braun, Dozier, Fortunato, Hawkins, MacEwen, McCune, Padden, Schoesler, Short, Van De Wege, Wagoner, Warnick and Wilson, L.

Excused: Senator Liias

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5236, 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. 5499, by Senators Mullet, Rivers, King, Cleveland, Braun, Muzzall, Gildon, Hunt and Padden

Concerning the multistate nurse licensure compact.

MOTIONS

On motion of Senator Mullet, Substitute Senate Bill No. 5499 was substituted for Senate Bill No. 5499 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Mullet, the rules were suspended, Substitute Senate Bill No. 5499 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Mullet spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5499.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5499 and the bill passed the Senate by the following vote: Yeas, 40; Nays, 8; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Dhingra, Dozier, Fortunato, Frame, Gildon, Hawkins, Holy, Hunt, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nobles, Padden, Pedersen, Rivers, Robinson, Rolfes, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Voting yea: Senators Conway, Hasegawa, Kauffman, Keiser, Nguyen, Randall, Saldaña and Van De Wege

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5499, 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. 5582, by Senators Holy, Randall, Rivers, Robinson, Dozier, King, Conway, Shewmake, Padden, Lovick, Gildon, Muzzall, Lovelett, Mullet, Nobles, Saldaña, Valdez, Van De Wege, Wellman, Wilson, C. and Wilson, L.

Reducing barriers and expanding educational opportunities to increase the supply of nurses in Washington.

MOTIONS

On motion of Senator Holy, Second Substitute Senate Bill No. 5582 was substituted for Senate Bill No. 5582 and the substitute bill was placed on the second reading and read the second time.

MOTION

Senator Conway moved that the following floor amendment no. 0188 by Senator Conway be adopted:

On page 2, line 8, after "employers" insert ", local workforce development councils,"

Senators Conway and Holy spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 0188 by Senator Conway on page 2, line 8 to Second Substitute Senate Bill No. 5582.

The motion by Senator Conway carried and floor amendment no. 0188 was adopted by voice vote.

MOTION

Senator Holy moved that the following floor amendment no. 0189 by Senator Holy be adopted:

On page 4, line 1, after "The" strike "office of financial management" and insert "state board for community and technical colleges"

On page 4, line 6, after "The" strike "office of financial management" and insert "state board for community and technical colleges"

Senators Holy and Randall spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 0189 by Senator Holy on page 4, line 1 to Second Substitute Senate Bill No. 5582.

The motion by Senator Holy carried and floor amendment no. 0189 was adopted by voice vote.

MOTION

On motion of Senator Holy, the rules were suspended, Engrossed Second Substitute Senate Bill No. 5582 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Holy and Randall 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 Second Substitute Senate Bill No. 5582.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 5582 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5582, 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. 5700, by Senators Van De Wege, Cleveland and Dhingra

Modernizing state health care authority related laws.

The measure was read the second time.

MOTION

On motion of Senator Van De Wege, the rules were suspended, Senate Bill No. 5700 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Van De Wege spoke in favor of passage of the bill.

The President Pro Tempore declared the question before the Senate to be the final passage of Senate Bill No. 5700.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5700 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SENATE BILL NO. 5700, 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.

The President, Lt. Governor Heck presiding, resumed the chair.

SECOND READING

SENATE BILL NO. 5532, by Senators King, Cleveland, Lovelett, Warnick and Wellman

Providing enhanced payment to low volume, small rural hospitals.

MOTIONS

On motion of Senator King, Second Substitute Senate Bill No. 5532 was substituted for Senate Bill No. 5532 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator King, the rules were suspended, Second Substitute Senate Bill No. 5532 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

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

The President declared the question before the Senate to be the final passage of Second Substitute Senate Bill No. 5532.

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ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 5532 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SECOND SUBSTITUTE SENATE BILL NO. 5532, 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. 5523, by Senators Dhingra, Conway, Nobles, Shewmake, Trudeau and Wilson, C.

Addressing the forensic pathologist shortage.

MOTIONS

On motion of Senator Dhingra, Substitute Senate Bill No. 5523 was substituted for Senate Bill No. 5523 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Dhingra, the rules were suspended, Substitute Senate Bill No. 5523 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Dhingra, Holy and Padden spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5523.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5523 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5523, 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. 5390, by Senators Shewmake, Warnick,

Rolfes, Stanford, Nguyen and Wilson, C.

Establishing a programmatic safe harbor agreement on forestlands.

The measure was read the second time.

MOTION

On motion of Senator Shewmake, the rules were suspended, Senate Bill No. 5390 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Shewmake and Muzzall spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5390.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5390 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SENATE BILL NO. 5390, 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. 5268, by Senators Hasegawa, Warnick, Hunt, Keiser, Kuderer, Nguyen, Nobles, Saldaña, Valdez, Wagoner and Wilson, C.

Addressing equity and efficiencies in public works procurement including modifying small works roster requirements.

MOTIONS

On motion of Senator Hasegawa, Second Substitute Senate Bill No. 5268 was substituted for Senate Bill No. 5268 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Hasegawa, the rules were suspended, Second Substitute Senate Bill No. 5268 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Hasegawa and Wilson, J. spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Second Substitute Senate Bill No. 5268.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 5268 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SECOND SUBSTITUTE SENATE BILL NO. 5268, 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. 5102, by Senators Wellman, Frame, Hunt, Liias, Saldaña, Trudeau, Valdez and Wilson, C.

Concerning school library information and technology programs.

MOTIONS

On motion of Senator Wellman, Substitute Senate Bill No. 5102 was substituted for Senate Bill No. 5102 and the substitute bill was placed on the second reading and read the second time.

Senator Wellman moved that the following floor amendment no. 0088 by Senator Wellman be adopted:

On page 3, beginning on line 7, after "~~instruction~~")" strike all material through "section" on line 9 and insert ". Each student shall have access to a school library information and technology program, as determined by the board of directors and consistent with the requirements of this section"

On page 3, line 14, after "is" strike "staffed" and insert "~~((staffed))~~ overseen"

On page 4, line 12, after "resources;" strike "and" and insert "~~((and))~~"

On page 4, line 17, after "students" insert "; and
(f) Oversee classified staff, including library technicians, library assistants, and others, to implement the school library information technology program"

MOTION

Senator Hawkins moved that the following floor amendment no. 0185 by Senator Hawkins be adopted:

On page 1, line 4, after "directors" strike "and" and insert "or"

Senator Hawkins spoke in favor of adoption of the amendment to the amendment.

Senator Wellman spoke against adoption of the amendment to the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 0185 by Senator Hawkins on page 1, line 4 to floor amendment no. 0088.

The motion by Senator Hawkins did not carry and floor amendment no. 0185 was not adopted by voice vote.

Senator Wellman spoke in favor of adoption of the amendment.

Senator Hawkins spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of floor amendment no. 0088 by Senator Wellman on page 3, line 7 to Substitute Senate Bill No. 5102.

The motion by Senator Wellman carried and floor amendment no. 0088 was adopted by voice vote.

MOTION

On motion of Senator Wellman, the rules were suspended, Engrossed Substitute Senate Bill No. 5102 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Wellman spoke in favor of passage of the bill.

Senators Hawkins, Warnick and Braun spoke against passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5102.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5102 and the bill passed the Senate by the following vote: Yeas, 28; Nays, 20; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Hasegawa, Hunt, Kauffman, Keiser, Kuderer, Lovelett, Lovick, Mullet, Nguyen, Nobles, Pedersen, Randall, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Trudeau, Valdez, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Gildon, Hawkins, Holy, King, MacEwen, McCune, Muzzall, Padden, Rivers, Schoesler, Short, Torres, Wagoner, Warnick, Wilson, J. and Wilson, L.

Excused: Senator Liias

ENGROSSED SUBSTITUTE SENATE BILL NO. 5102, 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. 5433, by Senators Muzzall, Shewmake, Liias, Lovelett, MacEwen, Nguyen and Salomon

Concerning the removal of derelict aquatic structures and restoration of aquatic lands.

MOTIONS

On motion of Senator Muzzall, Substitute Senate Bill No. 5433 was substituted for Senate Bill No. 5433 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Muzzall, the rules were suspended, Substitute Senate Bill No. 5433 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Muzzall and Lovelett spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5433.

ROLL CALL

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The Secretary called the roll on the final passage of Substitute Senate Bill No. 5433 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Wamick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5433, 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 Mr. President. Before we move on the last bill this evening, I just wanted to share a little bit of good news about a personal joy and blessing. I just became what you might, well we used to call ojisan which is grandpa for the third time late last night. I am very proud. Logan Robert was born late last night. Mother and child are both doing well. Thank you.

REMARKS BY THE PRESIDENT

President Heck: “Congratulations Senator Hasegawa. The President inquires as to how old is the oldest of your three grandchildren.

Senator Hasegawa: “Two and a half.”

President Heck: “Three grandchildren under the age of two and a half. Blessings on your house.”

PERSONAL PRIVILEGE

Senator Rolfes: “Somebody, the birthday girl herself told me was Senator Wilson, L.’s birthday today. So, I just wanted to make sure everyone knew that.”

REMARKS BY THE PRESIDENT

President Heck: “Senator Wilson will you please stand and be acknowledged by the House on this joyous occasion.”
[The Senate sang *Happy Birthday* to Senator Wilson.]

PERSONAL PRIVILEGE

Senator Wilson, L.: “I just wanted to say it’s another milestone. I know what the alternative is, but it is crazy to say that I qualify

for Medicare today. But thank you so much.”

SECOND READING

SENATE BILL NO. 5178, by Senators Fortunato and Gildon

Concerning large debris removal from interstate highways.

MOTIONS

On motion of Senator Fortunato, Substitute Senate Bill No. 5178 was substituted for Senate Bill No. 5178 and the substitute bill was placed on the second reading and read the second time. Revised for 1st Substitute: Concerning large debris removal from state highways.

On motion of Senator Fortunato, the rules were suspended, Substitute Senate Bill No. 5178 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Fortunato spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5178.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5178 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Wamick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Liias

SUBSTITUTE SENATE BILL NO. 5178, 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 6:04 p.m., on motion of Senator Pedersen, the Senate adjourned until 9:00 o'clock a.m. Tuesday, March 7, 2023.

DENNY HECK, President of the Senate

SARAH BANNISTER, Secretary of the Senate

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