

**SIXTY SEVENTH LEGISLATURE - REGULAR SESSION****SEVENTY SEVENTH DAY**

House Chamber, Olympia, Sunday, March 28, 2021

The House was called to order at 12:00 p.m. by the Speaker (Representative Orwall presiding). The Clerk called the roll and a quorum was present.

The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Keith Goehner, 12th Legislative District, Washington.

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

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

**MESSAGES FROM THE SENATE**

March 24, 2021

Mme. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1078,  
SUBSTITUTE HOUSE BILL NO. 1114,  
SUBSTITUTE HOUSE BILL NO. 1151,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

March 26, 2021

Mme. SPEAKER:

The President has signed:

SENATE BILL NO. 5021,  
SUBSTITUTE SENATE BILL NO. 5055,  
SENATE BILL NO. 5058,  
SENATE BILL NO. 5077,  
SUBSTITUTE SENATE BILL NO. 5179,  
SENATE BILL NO. 5198,  
SENATE BILL NO. 5322,  
SENATE BILL NO. 5338,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

The Speaker assumed the chair.

**SIGNED BY THE SPEAKER**

The Speaker signed the following bills:

SUBSTITUTE HOUSE BILL NO. 1151

The Speaker called upon Representative Orwall to preside.

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

**SECOND READING**

**HOUSE BILL NO. 1277, by House Committee on Appropriations (originally sponsored by Ormsby, Macri, Ramel, Bateman, Fitzgibbon, Ryu, Senn, Chopp, Berry, Peterson, Davis, Santos, Valdez, Hackney, Thai, Kloba, Sells, Frame, Gregerson, J. Johnson, Pollet, Harris-Talley, Stonier, Taylor and Wicks)**

**Providing for an additional revenue source for eviction prevention and housing stability services.**

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1277 was substituted for House Bill No. 1277 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1277 was read the second time.

Representative Dufault moved the adoption of amendment (462):

On page 1, beginning on line 12, after "deposited" strike all material through "to" on page 2, line 1, and insert "into"

On page 2, line 2, after "account" strike ", with the majority of funds"

On page 2, beginning on line 4, after "act." strike all material through "assistance." on line 8

On page 7, beginning on line 1, strike all of section 5.

Correct the title.

Representatives Dufault and Walsh spoke in favor of the adoption of the amendment.

Representative Peterson spoke against the adoption of the amendment.

Amendment (462) was not adopted.

Representative Dufault moved the adoption of amendment (463):

On page 2, line 26, after "participants." insert the following:

"(2)"

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

On page 2, beginning on line 27, after "for" strike all material through "rental" on line 28 and insert "rental"

On page 2, beginning on line 30, after "eviction" strike all material through "department" on line 34

On page 3, beginning on line 18, after "populations" strike all material through "costs" on line 22 and insert "for rent assistance payments"

Representatives Dufault, Barkis and Dufault (again) spoke in favor of the adoption of the amendment.

Representative Peterson spoke against the adoption of the amendment.

Amendment (463) was not adopted.

Representative Young moved the adoption of amendment (459):

On page 3, line 13, after "(3)" insert "A landlord may assist an eligible household in applying for assistance through the eviction prevention rental assistance program or may apply for assistance on an eligible household's behalf."

"(4)"

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

Representatives Young and Peterson spoke in favor of the adoption of the amendment.

Amendment (459) was adopted.

Representative Dufault moved the adoption of amendment (464):

On page 7, after line 10, insert the following:

"NEW SECTION. Sec. 6. This act expires December 31, 2022."

Correct the title.

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

Representative Peterson spoke against the adoption of the amendment.

Amendment (464) was not adopted.

The bill was ordered engrossed.

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

Representatives Ormsby and Caldier spoke in favor of the passage of the bill.

Representatives Dufault and Barkis spoke against the passage of the bill.

#### MOTION

On motion of Representative Griffey, Representative Volz was excused.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1277.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1277, and the bill passed the House by the following vote: Yeas, 57; Nays, 40; Absent, 0; Excused, 1.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Caldier, Callan, Chopp, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Peterson, Pollet, Ramel, Ramos, Riccelli, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie, Young and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Chambers, Chandler, Chapman, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Griffey, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Paul, Robertson, Rude, Rule, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox and Ybarra.

Excused: Representative Volz.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1277, having received the necessary constitutional majority, was declared passed.

**HOUSE BILL NO. 1157, by House Committee on Finance (originally sponsored by Bateman, Gilday, Taylor, Eslick, Robertson, Simmons, Ormsby, Lekanoff, Hackney, Ryu, Walen, Vick, Wicks, Berg, Fitzgibbon, Barkis, Harris-Talley and Dolan)**

**Increasing housing supply through the growth management act and housing density tax incentives for local governments.**

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1157 was substituted for House Bill No. 1157 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1157 was read the second time.

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

Representatives Bateman and Gilday spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 1157.

#### ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1157, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Caldier, Callan, Chambers, Chapman, Chase, Chopp, Cody, Corry, Davis, Dent, Dolan, Duerr, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Graham, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, McEntire, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Rule, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Walsh, Wicks, Wilcox, Wylie, Ybarra, Young and Mme. Speaker.

Voting nay: Representatives Chandler, Dufault, Dye and Kraft.

Excused: Representative Volz.

SECOND SUBSTITUTE HOUSE BILL NO. 1157, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5273, by Senate Committee on Agriculture, Water, Natural Resources &**

**Parks (originally sponsored by Salomon, Rolfes, Pedersen, Das, Lovelett and Nobles)**

**Concerning the replacement of shoreline armoring.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Rural Development, Agriculture & Natural Resources was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 67, March 18, 2021).

Representative Fitzgibbon moved the adoption of amendment (454) to the committee amendment:

Beginning on page 1, line 3, after "Sec.1." strike all material through "project." on page 2, line 32 and insert "The legislature finds that the state of Washington will continue to be negatively impacted by the effects of climate change, including reduced winter snowpack, drought, increased frequencies of forest fires, and acidifying oceans that disrupt marine ecosystem viability. In the nearshore environment, climate change contributes to the rise in average sea-surface temperatures and rising sea levels. Hardened shoreline structures are not always well-suited for their intended purpose and may have unintended consequences in the nearshore environment. Soft shorelines or natural shorelines may protect and restore shoreline ecosystems through the use of natural plants and materials, and the legislature finds that landowners must consider alternatives to hardening shorelines to restore ecosystem function and recover threatened and endangered species to help address the impacts of climate change in the nearshore environment.

**Sec. 2.** RCW 77.55.231 and 2012 1st sp.s. c 1 s 106 are each amended to read as follows:

(1) (a) Conditions imposed upon a permit must be reasonably related to the project. The permit conditions must ensure that the project provides proper protection for fish life, but the department may not impose conditions that attempt to optimize conditions for fish life that are out of proportion to the impact of the proposed project.

(b) In the event that any person desires to replace residential marine shoreline stabilization or armoring, a person must use the least impacting technically feasible bank protection

alternative for the protection of fish life. Unless the department provides an exemption depending on the scale and nature of the project, a person that desires to replace residential marine shoreline stabilization or armoring must conduct a site assessment to consider the least impactful alternatives. A person should propose a hard armor technique only after considering site characteristics such as the threat to major improvements, wave energy, and other factors in an analysis of alternatives. The common alternatives identified in (b)(i) through (vii) of this subsection are in order from most preferred to least preferred:

(i) Remove the structure and restore the beach;

(ii) Remove the structure and install native vegetation;

(iii) Remove the structure and control upland drainage;

(iv) Remove the structure and replace it with a soft structure constructed of natural materials, including bioengineering;

(v) Remove the hard structure and construct upland retaining walls;

(vi) Remove the hard structure and replace it with a hard structure located landward of the existing structure, preferably at or above the ordinary high water line; or

(vii) Remove the hard structure and replace it with hard shoreline structure in the same footprint as the existing structure.

(c) For the purposes of this subsection, "feasible" means available and capable of being done after taking into consideration cost, existing technology, and logistics in light of overall project purposes.

(2) The permit must contain provisions allowing for minor modifications to the plans and specifications without requiring reissuance of the permit.

(3) The permit must contain provisions that allow for minor modifications to the required work timing without requiring the reissuance of the permit. "Minor modifications to the required work timing" means a minor deviation from the timing window set forth in the permit when there are no spawning or incubating

fish present within the vicinity of the project.""

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

Amendment (454) to the committee amendment was adopted.

The committee amendment, as amended, was adopted.

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

Representative Fitzgibbon spoke in favor of the passage of the bill.

Representative Dent spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5273, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5273, and the bill passed the House by the following vote: Yeas, 57; Nays, 40; Absent, 0; Excused, 1.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chapman, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Griffey, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representative Volz.

SUBSTITUTE SENATE BILL NO. 5273, as amended by the House, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5267, by Senate Committee on Labor, Commerce & Tribal Affairs (originally sponsored by Saldaña, Stanford, Conway, Das, Hasegawa, Keiser, Kuderer, Wilson and C.)**

**Requiring electrical licensing for electrical work associated with flipping property.**

The bill was read the second time.

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

Representative Sells spoke in favor of the passage of the bill.

Representative Hoff spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5267.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5267, and the bill passed the House by the following vote: Yeas, 61; Nays, 36; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Morgan, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Walsh, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Chapman, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Griffey, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, McCaslin, McEntire, Mosbrucker, Robertson, Rude, Schmick, Steele, Stokesbary, Sutherland, Vick, Wilcox, Ybarra and Young.

Excused: Representative Volz.

SUBSTITUTE SENATE BILL NO. 5267, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5236, by Senate Committee on Behavioral Health Subcommittee to Health & Long Term Care (originally sponsored by Warnick, Dhingra, Nguyen and Wagoner)**

#### Extending certificate of need exemptions.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Health Care & Wellness was adopted. (For Committee amendment, see Journal, Day 61, March 12, 2021).

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

Representatives Schmick and Cody spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5236, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5236, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Caldier, Callan, Chambers, Chandler, Chapman, Chase, Chopp, Cody, Corry, Davis, Dent, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Graham, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, McEntire, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Rule, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Walsh, Wicks, Wilcox, Wylie, Ybarra, Young and Mme. Speaker.

Excused: Representative Volz.

SUBSTITUTE SENATE BILL NO. 5236, as amended by the House, having received the necessary constitutional majority, was declared passed.

The Speaker assumed the chair.

**ENGROSSED SUBSTITUTE SENATE BILL NO. 5038, by Senate Committee on Law & Justice (originally sponsored by Kuderer, Das, Carlyle, Darneille, Dhingra, Hunt, Liias, Lovelett, Nguyen, Pedersen, Rolfes, Saldaña, Salomon, Wellman, Wilson and C.)**

**Prohibiting the open carry of certain weapons at public demonstrations and the state capitol. Revised for 1st Substitute: Prohibiting the open carry of certain weapons at public permitted demonstrations and the state capitol.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Civil Rights & Judiciary was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 72, March 23, 2021).

Representative Gilday moved the adoption of amendment (472) to the committee amendment:

On page 1, after line 2 of the striking amendment, insert the following:

**"NEW SECTION. Sec. 1.** The legislature finds that protection of an individual's right to life, liberty, and property is of the utmost importance of government. No one should feel unsafe or be threatened by others while exercising their rights. People of all backgrounds should be welcome to exist in all public places without fear of harm to themselves or their property. True equity cannot be achieved until there is equitable application of law for all.

Therefore, the legislature intends to make every effort to prohibit the actions of those who use violence or the threat of violence to achieve their goals in order to create a more equal and just society."

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

Representatives Gilday and Walsh spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (472) was not adopted.

Representative Klippert moved the adoption of amendment (481) to the committee amendment:

On page 2, line 32 of the striking amendment, after "(a)" insert "(i)"

On page 2, line 34 of the striking amendment, after "demonstration" strike "." and insert "if:

(A) A duly authorized state or local law enforcement officer has advised the person of the permitted demonstration and directed the person to leave until he or she no longer possesses or controls the firearm or other weapon; and

(B) The person does not leave the location within a reasonable time after the notice and direction from the law enforcement officer.

(ii)"

On page 2, line 37 of the striking amendment, after "(b)" insert "(i)"

On page 2, beginning on line 38 of the striking amendment, after "demonstration" strike all material

through "weapon." on page 3, line 2 and insert "if:

(A) A duly authorized state or local law enforcement officer has advised the person of the permitted demonstration and directed the person to leave until he or she no longer possesses or controls the firearm or other weapon; and

(B) The person does not leave the location within a reasonable time after the notice and direction from the law enforcement officer.

(ii)"

On page 6, line 6 of the striking amendment, after "the hearing or meeting" insert "if:

(a) A duly authorized state or local law enforcement officer has advised the person of the location and directed the person to leave until he or she no longer possesses or controls the firearm or other weapon; and

(b) The person does not leave the location within a reasonable time after the notice and direction from the law enforcement officer"

Representatives Klippert, Walsh, Sutherland, Walsh (again), Graham, Klippert (again) and Stokesbary spoke in favor of the adoption of the amendment.

Representatives Hansen and Taylor spoke against the adoption of the amendment.

Amendment (481) to the committee amendment was not adopted.

Representative Hansen moved the adoption of amendment (469) to the committee amendment:

On page 2, line 33 of the striking amendment, after "to" strike "openly carry a firearm or other weapon" and insert "knowingly open carry a firearm or other weapon while knowingly"

On page 2, beginning on line 37 of the striking amendment, after "to" strike "openly carry a firearm or other weapon" and insert "knowingly open carry a firearm or other weapon while knowingly"

On page 6, beginning on line 3 of the striking amendment, after "9.41.300(1)(b)," strike all material through "at" on line 5 and insert "while knowingly being in the following locations: the west state capitol campus grounds; any buildings on the state

capitol grounds; any state legislative office; or"

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

Representative Walsh spoke against the adoption of the amendment.

Amendment (469) to the committee amendment was adopted.

Representative Hoff moved the adoption of amendment (478) to the committee amendment:

On page 2, line 34 of the striking amendment, after "applies" strike "whether" and insert "when"

On page 2, at the beginning of line 36 of the striking amendment, strike "or in a vehicle"

Representatives Hoff, Klippert, Hoff (again) and Walsh spoke in favor of the adoption of the amendment.

Representatives Hansen and Hackney spoke against the adoption of the amendment.

Amendment (478) to the committee amendment was not adopted.

Representative Ybarra moved the adoption of amendment (477) to the committee amendment:

On page 2, line 38 of the striking amendment, after "within" strike "250" and insert "25"

Representatives Ybarra, Caldier, Sutherland, Dent and Walsh spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (477) to the committee amendment was not adopted.

Representative Abbarno moved the adoption of amendment (471) to the committee amendment:

On page 2, line 38 of the striking amendment, after "feet" insert "of the perimeter"

Representatives Abbarno and Hansen spoke in favor of the adoption of the amendment.

Amendment (471) to the committee amendment was adopted.

Representative Young moved the adoption of amendment (476) to the committee amendment:

On page 3, beginning on line 2 of the striking amendment, after "weapon." strike all material through "person." on line 4

On page 3, line 12 of the striking amendment, after "duty." insert "A person is exempt from the provisions of this subsection (2) if the person possesses or controls any firearm or other weapon on private property owned or leased by that person or within 100 yards of the boundaries of such property."

On page 6, line 30 of the striking amendment, after "duty." insert "A person is exempt from the provisions of this section if the person possesses or controls any firearm or other weapon on private property owned or leased by that person or within 100 yards of the boundaries of such property."

Representatives Young, Walsh, Young (again) and Sutherland spoke in favor of the adoption of the amendment.

Representatives Hansen and Hackney spoke against the adoption of the amendment.

Amendment (476) to the committee amendment was not adopted.

Representative Young moved the adoption of amendment (475) to the committee amendment:

On page 3, line 4 of the striking amendment, after "person" insert "or on any private property where the person is present on the private property at the invitation of or with the permission of the person who owns or leases the private property"

Representatives Young and Walsh spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (475) to the committee amendment was not adopted.

Representative Abbarno moved the adoption of amendment (468) to the committee amendment:

On page 2, beginning on line 37 of the striking amendment, strike all of subsection (b)

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

Representatives Abbarno, Sutherland and Kraft spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (468) to the committee amendment was not adopted.

Representative McEntire moved the adoption of amendment (474) to the committee amendment:

On page 2, after line 31 of the striking amendment, strike all material through "(d)" on page 3, line 13 and insert the following:

"(2) (a) Except as provided in (b) of this subsection, it is unlawful for any person to openly carry a weapon at or within 250 feet of a permitted demonstration in a manner, under circumstances, and at a time and place that either manifests an intent to intimidate another or that warrants alarm for the safety of other persons.

(b) This subsection shall not apply to or affect the following:

(i) Any act committed by a person while in his or her place of abode or fixed place of business;

(ii) Any person who by virtue of his or her office or public employment is vested by law with a duty to preserve public safety, maintain public order, or to make arrests for offenses, while in the performance of such duty;

(iii) Any person acting for the purpose of protecting himself or herself against the use of presently threatened unlawful force by another, or for the purpose of protecting another against the use of such unlawful force by a third person;

(iv) Any person making or assisting in making a lawful arrest for the commission of a felony; or

(v) Any person engaged in military activities sponsored by the federal or state governments.

(c) "

On page 3, beginning on line 30 of the striking amendment, strike all of

subsection (iii) and insert the following:

"(iii) "Weapon" means any firearm, dagger, sword, knife or other cutting or stabbing instrument, club, or any other weapon apparently capable of producing bodily harm."

On page 6, beginning on line 1 of the striking amendment, strike all of subsection (1) and insert:

"(1) Except as provided in subsection (2) of this section, it is unlawful for any person to knowingly open carry a weapon, as defined in section 1(2) of this act, in a manner, under circumstances, and at a time and place that either manifests an intent to intimidate another or that warrants alarm for the safety of other persons, in any of the following locations: on the west state capitol campus grounds; in any buildings on the state capitol grounds; in any state legislative office; or at any location of a public legislative hearing or meeting during the hearing or meeting.

(2) This section shall not apply to or affect the following:

(a) Any act committed by a person while in his or her place of abode or fixed place of business;

(b) Any person who by virtue of his or her office or public employment is vested by law with a duty to preserve public safety, maintain public order, or to make arrests for offenses, while in the performance of such duty;

(c) Any person acting for the purpose of protecting himself or herself against the use of presently threatened unlawful force by another, or for the purpose of protecting another against the use of such unlawful force by a third person;

(d) Any person making or assisting in making a lawful arrest for the commission of a felony; or

(e) Any person engaged in military activities sponsored by the federal or state governments."

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

On page 6, beginning on line 24 of the striking amendment, strike all of subsection (4)



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

Representatives McEntire, Walsh and McEntire (again) spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (474) to the committee amendment was not adopted.

Representative Klippert moved the adoption of amendment (480) to the committee amendment:

On page 3, line 17 of the striking amendment, after "government;" strike "or"

On page 3, line 20 of the striking amendment, after "occurs" insert "; or (C) any autonomous zone in which individuals declare the right to self-govern any territory within a town, city, or county and that is not disbanded by local, state, or federal authorities within 24 hours of the declaration of the autonomous zone"

Representatives Klippert and Walsh spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (480) to the committee amendment was not adopted.

Representative Graham moved the adoption of amendment (482) to the committee amendment:

On page 3, beginning on line 30 of the striking amendment, strike all of subsection (iii) and insert the following:

"(iii) "Weapon" means any knife, sword, dagger, or other cutting or stabbing implement, bat, pipe, club, hammer, cudgel, brick, rock, frozen water bottle, cement-filled water bottle, Molotov cocktail, kerosene, gasoline, explosive, firework, stun gun, laser pointer, or any other object or device that is capable of producing bodily harm."

On page 6, line 3 of the striking amendment, after "weapon" strike ", as defined in RCW 9.41.300(1)(b),"

On page 6, after line 23 of the striking amendment, insert the following:

"(4) "Weapon" means any knife, sword, dagger, or other cutting or stabbing implement, bat, pipe, club, hammer, cudgel, brick, rock, frozen water bottle, cement-filled water bottle, Molotov cocktail, kerosene, gasoline, explosive, firework, stun gun, laser pointer, or any other object or device that is capable of producing bodily harm."

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

Representative Graham and Graham (again) spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (482) to the committee amendment was not adopted.

Representative Graham moved the adoption of amendment (483) to the committee amendment:

On page 3, after line 31 of the striking amendment, insert the following:

"(e) Nothing in this subsection applies to the lawful concealed carry of a firearm by a person who has a valid concealed pistol license."

On page 6, after line 32 of the striking amendment, insert the following:

"(6) Nothing in this section applies to the lawful concealed carry of a firearm by a person who has a valid concealed pistol license."

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

Amendment (483) to the committee amendment was adopted.

Representative Dufault moved the adoption of amendment (470) to the committee amendment:

On page 5, beginning on line 32 of the striking amendment, after "(13)" strike all material through "misdemeanor" on line 33 and insert "(a) Any person violating subsection (1) of this section is guilty of a gross misdemeanor."

(b) Any person violating subsection (2) of this section is guilty of a misdemeanor."

On page 6, line 31 of the striking amendment, after "of a" strike "gross"

Representatives Dufault, Walsh, Sutherland, Graham, Corry, Caldier, Sutherland (again) and Graham (again) spoke in favor of the adoption of the amendment.

Representatives Hansen and Taylor spoke against the adoption of the amendment.

Amendment (470) to the committee amendment was not adopted.

Representative Boehnke moved the adoption of amendment (479) to the committee amendment:

On page 1, beginning on line 3 of the striking amendment, strike all of section 1

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

Representatives Boehnke and Walsh spoke in favor of the adoption of the amendment.

Representative Hansen spoke against the adoption of the amendment.

Amendment (479) to the committee amendment was not adopted.

Representative Walsh moved the adoption of amendment (473) to the committee amendment:

On page 5, beginning on line 37 of the striking amendment, strike all of section 2

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

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

Representative Hansen spoke against the adoption of the amendment.

Amendment (473) to the committee amendment was not adopted.

Representative Hansen moved the adoption of amendment (467) to the committee amendment:

On page 6, after line 36 of the striking amendment, insert the following:

**"NEW SECTION. Sec. 4.** 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 immediately."

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

Representatives Walsh, Corry, Boehnke and Kraft spoke against the adoption of the amendment.

Amendment (467) to the committee amendment was adopted.

The committee amendment, as amended, was adopted.

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

Representatives Hansen, Berry, Berg, Senn, Harris-Talley and Riccelli spoke in favor of the passage of the bill.

Representatives Walsh, Klippert, Griffey, Gilday, Dent, Chase, Graham, Sutherland, Chambers, Orcutt, Dye, Young, Caldier, Jacobsen, Dufault, Stokesbary and Mosbrucker spoke against the passage of the bill.

The Speaker stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5038, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5038, as amended by the House, and the bill passed the House by the following vote: Yeas, 57; Nays, 40; Absent, 0; Excused, 1.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chapman, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Griffey, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representative Volz.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5038, as amended by the House, having received the necessary constitutional majority, was declared passed.

**STATEMENT FOR THE JOURNAL**

My vote on ENGROSSED SUBSTITUTE SENATE BILL NO. 5038 (Sunday, March 28, 2021) was recorded as “NAY,” but I did not actually cast any vote – AYE or NAY – on that bill.

Representative Walsh, 19th Legislative District

*\*In accordance with House Rule 20(B), “every member who was in the house when the question was put shall vote unless, for special reason, excused by the house.”*

**SIGNED BY THE SPEAKER**

The Speaker signed the following bills:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1078  
 SUBSTITUTE HOUSE BILL NO. 1114  
 SENATE BILL NO. 5021  
 SUBSTITUTE SENATE BILL NO. 5055  
 SENATE BILL NO. 5058  
 SENATE BILL NO. 5077  
 SUBSTITUTE SENATE BILL NO. 5179  
 SENATE BILL NO. 5198  
 SENATE BILL NO. 5322  
 SENATE BILL NO. 5338

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

**MOTIONS**

There being no objection, the Committee on Rules was relieved of ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5194, and the bill was referred to the Committee on Appropriations.

There being no objection, the Committee on Appropriations was relieved of SUBSTITUTE SENATE BILL NO. 5228 and ENGROSSED SENATE BILL NO. 5372 and the bills were referred to the Committee on Rules.

There being no objection, the House adjourned until 9:55 a.m., March 29, 2021, the 78th Legislative Day of the Regular Session.

Laurie Jinkins, Speaker

Bernard Dean, Chief Clerk

1078-S	Speaker Signed.....11	Speaker Signed..... 11
	Messages.....1	Messages ..... 1
1114-S	Speaker Signed.....11	5179-S
	Messages.....1	Speaker Signed..... 11
1151-S	Speaker Signed.....1	Messages ..... 1
	Messages.....1	5194-S2
1157	Second Reading .....3	Other Action..... 11
1157-S2	Second Reading .....3	5198
	Third Reading Final Passage .....3	Speaker Signed..... 11
1277	Second Reading .....1	Messages ..... 1
1277-S2	Second Reading .....1	5228-S
	Amendment Offered .....1, 2	Other Action..... 11
	Third Reading Final Passage .....2	5236-S
5021	Speaker Signed.....11	Second Reading..... 5
	Messages.....1	Third Reading Final Passage..... 5
5038-S	Second Reading .....5	5267-S
	Amendment Offered .....5, 6, 7, 8, 9, 10	Second Reading..... 4
	Third Reading Final Passage .....11	Third Reading Final Passage..... 5
5055-S	Speaker Signed.....11	5273-S
	Messages.....1	Second Reading..... 3
5058	Speaker Signed.....11	Amendment Offered..... 3
	Messages.....1	Third Reading Final Passage..... 4
5077	Speaker Signed.....11	5322
	Messages.....1	Speaker Signed..... 11
		Messages ..... 1
		5338
		Speaker Signed..... 11
		Messages ..... 1
		5372
		Other Action..... 11
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		presiding)
		Statement for the Journal
		Representative Walsh..... 11