

TENTH DAY, JANUARY 22, 2020

2020 REGULAR SESSION

**TENTH DAY****MORNING SESSION**Senate Chamber, Olympia  
Wednesday, January 22, 2020

The Senate was called to order at 10:03 a.m. by the President of the Senate, Lt. Governor Habib presiding. The Secretary called the roll and announced to the President that all senators were present.

The Sergeant at Arms Color Guard consisting of Pages Miss Tessa Alford and Miss Ria Sinha, presented the Colors. Page Miss Jordan Codington led the Senate in the Pledge of Allegiance. The prayer was offered by Assistant Pastor Chris Rule, Orting Community Baptist Church.

**MOTION**

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

**MOTION**

On motion of Senator Liias, the Senate advanced to the first order of business.

**REPORTS OF STANDING COMMITTEES**

January 21, 2020

**SB 5059** Prime Sponsor, Senator Hasegawa: Allowing the legislative gift center to sell products produced in Washington by craft distillers and microbreweries. Reported by Committee on Labor & Commerce

**MAJORITY** recommendation: That Second Substitute Senate Bill No. 5059 be substituted therefor, and the second substitute bill do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair; King, Ranking Member; Braun; Schoesler; Walsh and Wellman.

**MINORITY** recommendation: Do not pass. Signed by Senator Stanford.

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

Referred to Committee on Rules for second reading.

January 21, 2020

**SB 6046** Prime Sponsor, Senator Takko: Concerning special purpose district commissioner compensation. Reported by Committee on Local Government

**MAJORITY** recommendation: Do pass. Signed by Senators Takko, Chair; Salomon, Vice Chair; Short, Ranking Member; Honeyford and Lovelett.

Referred to Committee on Rules for second reading.

January 21, 2020

**SB 6052** Prime Sponsor, Senator Mullet: Concerning life insurance products or services that are intended to incent behavioral changes that improve the health and reduce the risk of

death of the insured. Reported by Committee on Financial Institutions, Economic Development & Trade

**MAJORITY** recommendation: That Substitute Senate Bill No. 6052 be substituted therefor, and the substitute bill do pass. Signed by Senators Mullet, Chair; Hasegawa, Vice Chair; Wilson, L., Ranking Member; Braun; Das and Hobbs.

Referred to Committee on Rules for second reading.

January 21, 2020

**SB 6078** Prime Sponsor, Senator Mullet: Clarifying reimbursement for certain clean-up or removal actions by fire protection jurisdictions. Reported by Committee on Financial Institutions, Economic Development & Trade

**MAJORITY** recommendation: Do pass. Signed by Senators Mullet, Chair; Wilson, L., Ranking Member; Braun; Das and Hobbs.

**MINORITY** recommendation: That it be referred without recommendation. Signed by Senator Hasegawa, Vice Chair.

Referred to Committee on Rules for second reading.

January 21, 2020

**SB 6131** Prime Sponsor, Senator Mullet: Repealing the debenture company laws from the securities act of Washington. Reported by Committee on Financial Institutions, Economic Development & Trade

**MAJORITY** recommendation: Do pass. Signed by Senators Mullet, Chair; Hasegawa, Vice Chair; Wilson, L., Ranking Member; Braun; Das and Hobbs.

Referred to Committee on Rules for second reading.

January 21, 2020

**SB 6237** Prime Sponsor, Senator Kuderer: Authorizing and encouraging cities to notify the department of children, youth, and families of conditions at family day-care provider facilities that could cause harm to a child's health, welfare, or safety. Reported by Committee on Local Government

**MAJORITY** recommendation: That Substitute Senate Bill No. 6237 be substituted therefor, and the substitute bill do pass. Signed by Senators Takko, Chair; Salomon, Vice Chair and Lovelett.

**MINORITY** recommendation: Do not pass. Signed by Senators Short, Ranking Member and Honeyford.

Referred to Committee on Rules for second reading.

January 21, 2020

**SB 6305** Prime Sponsor, Senator Liias: Concerning library districts. Reported by Committee on Local Government

**MAJORITY** recommendation: Do pass. Signed by Senators Takko, Chair; Salomon, Vice Chair; Short, Ranking Member; Honeyford and Lovelett.

Referred to Committee on Rules for second reading.

January 21, 2020

SB 6326 Prime Sponsor, Senator Warnick: Concerning municipal conflicts of interest. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Senators Takko, Chair; Salomon, Vice Chair; Short, Ranking Member; Honeyford and Lovelett.

Referred to Committee on Rules for second reading.

January 21, 2020

SB 6475 Prime Sponsor, Senator Hasegawa: Assisting homeless individuals with obtaining identification. Reported by Committee on Transportation

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Hobbs, Chair; Saldaña, Vice Chair; King, Ranking Member; Sheldon, Assistant Ranking Member; Cleveland; Das; Lovelett; Nguyen; O'Ban; Padden; Randall; Takko; Wilson, C. and Zeiger.

Referred to Committee on Ways & Means.

January 21, 2020

SB 6484 Prime Sponsor, Senator Frockt: Allowing counties to seek voter approval for a property tax levy to fund community and technical college districts. Reported by Committee on Ways & Means

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Operating, Capital Lead; Mullet, Capital Budget Cabinet; Braun, Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Becker; Conway; Darneille; Dhingra; Hasegawa; Hunt; Keiser; Liias; Muzzall; Pedersen; Rivers; Van De Wege; Wagoner; Warnick and Wilson, L.

Referred to Committee on Higher Education & Workforce Development.

January 21, 2020

SGA 9298 LUCERA M. COX, appointed on July 1, 2019, for the term ending June 30, 2020, as Member of the The Evergreen State College Board of Trustees. Reported by Committee on Higher Education & Workforce Development

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

Referred to Committee on Rules for second reading.

January 21, 2020

SGA 9299 ALEX R. HARRINGTON, appointed on July 1, 2019, for the term ending June 30, 2020, as Member of the Central Washington University Board of Trustees. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Randall, Chair; Stanford,

Vice Chair; Holy, Ranking Member; Brown and Liias.

Referred to Committee on Rules for second reading.

January 21, 2020

SGA 9301 MIA A. HYDE, appointed on July 1, 2019, for the term ending June 30, 2020, as Member of the Eastern Washington University Board of Trustees. Reported by Committee on Higher Education & Workforce Development

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

Referred to Committee on Rules for second reading.

January 21, 2020

SGA 9307 JOHANNA MAE B. PANTIG, appointed on July 1, 2019, for the term ending June 30, 2020, as Member of the Washington State University Board of Regents. Reported by Committee on Higher Education & Workforce Development

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

Referred to Committee on Rules for second reading.

January 21, 2020

SGA 9308 DANIELA H. SUAREZ, appointed on July 1, 2019, for the term ending June 30, 2020, as Member of the University of Washington Board of Regents. Reported by Committee on Higher Education & Workforce Development

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

Referred to Committee on Rules for second reading.

January 21, 2020

SGA 9311 PAYTON O. SWINFORD, appointed on July 3, 2019, for the term ending June 30, 2020, as Member of the Washington Student Achievement Council. Reported by Committee on Higher Education & Workforce Development

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

Referred to Committee on Rules for second reading.

#### MOTION

On motion of Senator Liias, all measures listed on the Standing Committee report were referred to the committees as designated.

#### MOTION

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

#### INTRODUCTION AND FIRST READING

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**SB 6540** by Senators Wilson, C., Wellman, Dhingra, Hasegawa, Kuderer and Saldaña

AN ACT Relating to working connections child care payment authorizations; amending RCW 28B.50.248; reenacting and amending RCW 43.216.135; adding a new section to chapter 43.216 RCW; and creating a new section.

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

**SB 6541** by Senators Wagoner, Nguyen, Schoesler, Takko, Sheldon, McCoy, Das, Becker, Conway, Salomon, and Wilson, L.

AN ACT Relating to establishing recreational target shooting areas on public lands; amending RCW 4.24.210; and creating a new section.

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

**SB 6542** by Senators Liias, Holy, Randall, Stanford, Carlyle, Dhingra, Hasegawa, Saldaña, and Wilson, C.

AN ACT Relating to adopting a uniform statewide automatic admissions policy at the four-year institutions of higher education; adding new sections to chapter 28B.77 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Higher Education & Workforce Development.

**SB 6543** by Senators Short, Hunt, and Wilson, L.

AN ACT Relating to penalties against agencies which subsequently discover and produce additional responsive records after the close of an initial public records production; and amending RCW 42.56.520.

Referred to Committee on State Government, Tribal Relations & Elections.

**SB 6544** by Senators Zeiger, Warnick, Takko, Fortunato and Becker

AN ACT Relating to encouraging the success of agriculture on agricultural land; and amending RCW 36.70A.020, 36.70A.177, and 36.70A.190.

Referred to Committee on Local Government.

**SB 6545** by Senators Zeiger, Takko, Warnick, Fortunato, Becker and Hasegawa

AN ACT Relating to the voluntary stewardship program; and amending RCW 36.70A.710 and 36.70A.740.

Referred to Committee on Local Government.

**SB 6546** by Senators Zeiger, Fortunato and Warnick

AN ACT Relating to incentivizing shared housing; and amending RCW 43.185.050.

Referred to Committee on Housing Stability & Affordability.

**SB 6547** by Senators Wellman, Wilson, C., Billig and Saldaña

AN ACT Relating to completing the transfer of the early support for infants and toddlers program from the office of the superintendent of public instruction to the department of

children, youth, and families; amending RCW 28A.155.065, 28A.150.390, 43.216.020, 43.216.576, 28A.225.225, 28A.225.270, and 43.216.015; adding a new section to chapter 43.216 RCW; creating a new section; recodifying RCW 28A.155.065; providing an effective date; and providing an expiration date.

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

**SB 6548** by Senators Braun, Becker, King, Schoesler, Wagoner and Warnick

AN ACT Relating to allowing employee choice and flexibility in the executive, administrative, and professional exception to the minimum wage act; amending RCW 49.46.010; adding a new section to chapter 49.46 RCW; and creating a new section.

Referred to Committee on Labor & Commerce.

**SB 6549** by Senators O'Ban and Becker

AN ACT Relating to the psychology interjurisdictional compact; adding a new chapter to Title 18 RCW; and providing a contingent effective date.

Referred to Committee on Health & Long Term Care.

**SB 6550** by Senators Mullet, Braun, Hobbs, Rivers, Takko, Padden, Becker, Holy, and Wilson, L.

AN ACT Relating to local effort assistance for charter schools; and amending RCW 28A.500.015.

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

**SB 6551** by Senators Stanford, Saldaña, Darneille, Dhingra, Frockt, Hasegawa, and Wilson, C.

AN ACT Relating to integrating international medical graduates into Washington's health care delivery system; amending RCW 18.71.051 and 18.71.095; adding new sections to chapter 18.71 RCW; and providing an expiration date.

Referred to Committee on Health & Long Term Care.

**SB 6552** by Senators Stanford and Hasegawa

AN ACT Relating to eliminating the three-day waiting period for receiving industrial insurance compensation; and amending RCW 51.32.090.

Referred to Committee on Labor & Commerce.

**SB 6553** by Senators Frockt, Dhingra, Keiser, Liias, Van De Wege, Cleveland, Darneille, Das, Hasegawa, Kuderer, Lovelett, Saldaña, Salomon, and Wilson, C.

AN ACT Relating to facilitating access to appropriate mental health treatment for victims of gun violence; adding a new section to chapter 43.31 RCW; and creating new sections.

Referred to Committee on Law & Justice.

**SB 6554** by Senators Padden, Warnick, Becker, Hasegawa, and Wilson, L.

AN ACT Relating to exempting dietary supplements from sales and use tax; amending RCW 82.08.0293 and 82.12.0293; creating new sections; and repealing RCW 82.08.925 and 82.12.925.

Referred to Committee on Health & Long Term Care.

SB 6555 by Senators Muzzall, Rivers, Holy, Sheldon, Padden, Wagoner, Becker, O'Ban, Warnick, and Wilson, L.

AN ACT Relating to impaired driving; amending RCW 46.61.502, 46.61.5055, and 46.61.504; and prescribing penalties.

Referred to Committee on Law & Justice.

SB 6556 by Senators Cleveland, Darneille, and Wilson, C.

AN ACT Relating to expanding reporting options for mandated reporters of child abuse and neglect; adding a new section to chapter 26.44 RCW; and creating a new section.

Referred to Committee on Human Services, Reentry & Rehabilitation.

SB 6557 by Senators Saldaña, Nguyen, Hasegawa, Kuderer, and Wilson, C.

AN ACT Relating to adding individual tax identification number filers to the working families tax credit; amending RCW 82.08.0206; creating a new section; and providing an effective date.

Referred to Committee on Human Services, Reentry & Rehabilitation.

SB 6558 by Senators Nguyen, Darneille, Dhingra, Hasegawa, Saldaña, and Wilson, C.

AN ACT Relating to contracting with private correctional facilities for the transfer or placement of offenders; amending RCW 72.68.040, 72.68.010, and 72.68.001; reenacting and amending RCW 72.09.050; adding a new section to chapter 72.68 RCW; creating a new section; and repealing RCW 72.68.012.

Referred to Committee on Human Services, Reentry & Rehabilitation.

SB 6559 by Senators Conway, Holy, Randall, and Wilson, C.

AN ACT Relating to increasing the maximum Washington college grant award at independent institutions of higher education; and amending RCW 28B.92.030.

Referred to Committee on Higher Education & Workforce Development.

SB 6560 by Senators Wilson, C., Hunt, Salomon, Saldaña, Lias, Randall, Nguyen, Van De Wege, Das, Hasegawa and Kuderer

AN ACT Relating to studying the feasibility of postsecondary student housing within retirement facilities; adding a new section to chapter 28B.77 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Higher Education & Workforce Development.

SB 6561 by Senators Lias, Saldaña, Das, Nguyen, Hasegawa, Stanford, Dhingra, Hunt, Kuderer, Wellman, and Wilson, C.

AN ACT Relating to higher education funding options for dreamers; adding a new chapter to Title 28B RCW; and providing an effective date.

Referred to Committee on Higher Education & Workforce Development.

SB 6562 by Senators Lias, Frockt, Randall, Keiser, Sheldon, Zeiger, Van De Wege, Carlyle, Hunt, Kuderer, and Wilson, C.

AN ACT Relating to creating Seattle NHL hockey special license plates; reenacting and amending RCW 46.17.220, 46.18.200, and 46.68.420; adding a new section to chapter 46.04 RCW; and providing an effective date.

Referred to Committee on Transportation.

SB 6563 by Senators Conway, Zeiger, Hasegawa, and Wilson, C.

AN ACT Relating to creating statutory authorization for school-based health centers; adding a new section to chapter 28A.335 RCW; and creating new sections.

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

SB 6564 by Senators Braun, Becker and Zeiger

AN ACT Relating to providing incentives to employers to hire certain hard-to-place job seekers; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.16 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Human Services, Reentry & Rehabilitation.

SB 6565 by Senators Randall, Nguyen, Lovelett, Hasegawa, Das, Saldaña, and Wilson, C.

AN ACT Relating to establishing permissible methods of parking a motorcycle; and amending RCW 46.61.575.

Referred to Committee on Transportation.

SB 6566 by Senators Randall, Rolfes, and Wilson, C.

AN ACT Relating to amending the schedule for updates to the comprehensive plan of Kitsap county that are required under the growth management act to match the update schedules of other central Puget Sound counties; and amending RCW 36.70A.130.

Referred to Committee on Local Government.

SB 6567 by Senators Frockt, Conway, Short, Pedersen, Cleveland, Kuderer, Randall, Hunt, Saldaña, Takko, Wellman, and Wilson, C.

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

Referred to Committee on State Government, Tribal Relations & Elections.

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SJM 8019 by Senators Liias, Wagoner, Hobbs, Becker, Saldaña, Wellman, Wilson, C. and Zeiger  
Requesting Congress to address volcano early warning and monitoring.

adopted by voice vote.

Referred to Committee on State Government, Tribal Relations & Elections.

MOTION

At 10:16 a.m., on motion of Senator Liias, the Senate was declared to be at ease subject to the call of the President.

MOTION

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

Senator Becker announced a meeting of the Republican Caucus immediately upon going at ease.

Senator McCoy announced a meeting of the Democratic Caucus immediately upon going at ease.

MOTION

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

The Senate was called to order at 11:21 a.m. by President Habib.

MOTION

Senator Nguyen moved adoption of the following resolution:

MOTION

On motion of Senator Liias and without objection, Senate Rule No. 56 was suspended for the day and senators allowed to add their name to newly introduced measures until 4:00 p.m., owing to a delay in the distribution of the day's Introduction Report.

SENATE RESOLUTION  
8661

By Senators Nguyen, Wagoner, Kuderer, Padden, Das, Wellman, Randall, Billig, Cleveland, Saldaña, and Brown

EDITOR'S NOTE: Senate Rule No. 56 provides senators the ability to add their names to any measure until 2:00 p.m. on the day of introduction of the measure.

MOTION

WHEREAS, On this 25th day of January in 2020, the people of Washington join the celebration of the Lunar New Year, which is observed in many Asian cultures around the world; and

On motion of Senator Liias, the Senate reverted to the seventh order of business.

WHEREAS, Asian Americans are an integral component of the diverse fabric of Washington state and are among the fastest growing populations in Washington; and

THIRD READING  
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

WHEREAS, The Lunar New Year is an important cultural event when Asian Americans celebrate their customs and traditions with traditional foods, costumes, and spiritual practices; and

MOTION

Senator Warnick moved that Jonathan Lane, Senate Gubernatorial Appointment No. 9046, be confirmed as a member of the Big Bend Community College Board of Trustees.  
Senator Warnick spoke in favor of the motion.

WHEREAS, Festivals marking the Lunar New Year take place each year in communities throughout our state, providing opportunities for all to take part in this cultural experience; and

APPOINTMENT OF JONATHAN LANE

WHEREAS, The current makeup of the Washington State Legislature is the most diverse in our state's history, and therefore a better reflection of the people it serves; and

The President declared the question before the Senate to be the confirmation of Jonathan Lane, Senate Gubernatorial Appointment No. 9046, as a member of the Big Bend Community College Board of Trustees.

WHEREAS, This is a time to reflect on our successes and challenges from the past, to learn from those experiences, and create new goals and objectives for the coming year; and

WHEREAS, We commend this Lunar New Year tradition of familial reunion, and hope to reflect these practices as a unified legislative body; and

WHEREAS, In observation of this Lunar New Year, and according to the zodiac calendar observed in many Asian cultures, this year is designated as the Year of the Rat, an animal sign characterized by optimism and energetic qualities that we hope our chamber will strive to emulate;

NOW, THEREFORE, BE IT RESOLVED, That the Senate commemorate the many contributions of Washington state's Asian American people and communities through recognition of the Lunar New Year.

Senators Nguyen, Wagoner and Warnick spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8661.

The motion by Senator Nguyen carried and the resolution was

Jonathan Lane, Senate Gubernatorial Appointment No. 9046, having received the constitutional majority was declared

confirmed as a member of the Big Bend Community College Board of Trustees.

### THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5395, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Wilson, C., Randall, Keiser, Saldaña, Takko, Mullet, Wellman, Das, Nguyen, Billig, Pedersen, Rolfes, Darneille, Dhingra, Hasegawa, Hunt and Kuderer)

Concerning comprehensive sexual health education.

The bill was read on Third Reading.

Senators Wilson, C., Wellman, Darneille, Dhingra and Rolfes spoke in favor of passage of the bill.

Senators Hawkins, Short, Padden, Fortunato, Ericksen and Wagoner 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. 5395.

### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5395 and the bill passed the Senate by the following vote: Yeas, 28; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Froct, Hasegawa, Hobbs, Hunt, Keiser, Kuderer, Liias, Lovelett, McCoy, Mullet, Nguyen, Pedersen, Randall, Rolfes, Saldaña, Salomon, Stanford, Takko, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Becker, Braun, Brown, Ericksen, Fortunato, Hawkins, Holy, Honeyford, King, Muzzall, O'Ban, Padden, Rivers, Schoesler, Sheldon, Short, Wagoner, Walsh, Warnick, Wilson, L. and Zeiger

ENGROSSED SUBSTITUTE SENATE BILL NO. 5395, 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.

### THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5389, by Senate Committee on Ways & Means (originally sponsored by Becker, Cleveland, Bailey, Wilson, L., Brown, Walsh and Warnick)

Establishing a telehealth training and treatment program to assist youth.

The bill was read on Third Reading.

### MOTION

On motion of Senator Becker, the rules were suspended and Engrossed Substitute Senate Bill No. 5389 was returned to second reading for the purposes of amendment.

### MOTION

Senator Becker moved that the following striking floor amendment no. 904 by Senator Becker be adopted:

Strike everything after the enacting clause and insert the following:

**NEW SECTION. Sec. 1.** The legislature recognizes that unaddressed mental illness is a growing problem in Washington state. Early identification, intervention, and prevention are critical to a student's success in school and life. Other states have demonstrated that students' grades increase and truancy decreases by addressing mental health among students in schools. Future mental health care and housing costs will be reduced by addressing mental health issues early.

**NEW SECTION. Sec. 2.** A new section is added to chapter 28B.20 RCW to read as follows:

(1) The University of Washington, in collaboration with project ECHO (extension for community healthcare outcomes), shall design a training curriculum and training delivery system to train middle, junior high, and high school staff to identify students who are at risk for substance abuse, violence, or youth suicide.

(2) The training curriculum in subsection (1) of this section must:

- (a) Be developed in consultation with mental health providers;
- (b) Align with national best practices; and
- (c) Be designed to assist any school staff in identifying students who:

- (i) May be struggling with mental health issues;
- (ii) Have had thoughts of suicide or harming others; and
- (iii) Have abused, are abusing, or are at risk of abusing alcohol or drugs, including opioids.

(3) The training delivery system in subsection (1) of this section must utilize live teleconference or store-and-forward technology to deliver the trainings to school staff.

(4) Project ECHO shall coordinate with medical schools, hospitals, clinics, and independent providers to develop a directory of psychiatrists licensed to practice in Washington state who have access to telemedicine technology and are able to provide psychiatric teleconsultations to students who are determined to be at risk for substance abuse or committing violence to themselves or others. Project ECHO must update the directory periodically and make the directory available to all middle, junior high, and high schools in the state.

(5) For purposes of this section, "project echo" means the University of Washington school of medicine extension for community healthcare outcomes program.

**NEW SECTION. Sec. 3.** A new section is added to chapter 28B.20 RCW to read as follows:

(1) The University of Washington, in collaboration with project ECHO (extension for community healthcare outcomes), shall seek grants, gifts, and donations to support:

(a) The development of the training curriculum, training delivery system, and directory of psychiatrists required by section 2 of this act; and

(b) The reimbursement for health care services provided by psychiatrists for the provision of psychiatric teleconsultations to students who do not have health insurance coverage.

(2) The University of Washington shall develop:

(a) A system to receive reimbursement requests from, and to distribute reimbursements to, psychiatrists who provide health care services under this section; and

(b) Methodology for determining the amount of a reimbursement paid to a psychiatrist.

(3) For purposes of this section, "project ECHO" means the University of Washington school of medicine extension for community healthcare outcomes program.

**NEW SECTION. Sec. 4.** A new section is added to chapter 28A.210 RCW to read as follows:

(1) If a certificated or classified employee trained under section 7 of this act, or a school counselor, school psychologist, or school

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social worker, identifies a student who may be at risk for substance abuse, violence, or youth suicide, a school counselor, school psychologist, school social worker, or school nurse must screen the student to determine if the student is at risk for substance abuse, violence, or youth suicide.

(2) If a school counselor, school psychologist, school social worker, or school nurse determines that a student is at risk for substance abuse, violence, or youth suicide, the student's school district must, subject to receiving consent under subsection (4) of this section, schedule a psychiatry teleconsultation for the student within thirty days of the determination, in accordance with the following:

(a) The school district must utilize the directory developed by project ECHO under section 2 of this act to enlist a psychiatrist to provide the student with two psychiatry teleconsultations;

(b) The school district must provide an unoccupied room and the technology necessary for the student to connect with the remote psychiatrist for the teleconsultations; and

(c) The school district must allow the student to participate in the two teleconsultations during normal school hours.

(3) If, following the initial psychiatry teleconsultation as described in subsection (2) of this section, a psychiatrist recommends a second psychiatry teleconsultation then the student's school district must, subject to receiving consent under subsection (4) of this section, schedule a second psychiatry teleconsultation for the student within thirty days of the recommendation, in accordance with subsection (2) of this section.

(4) The school district may not schedule a psychiatry teleconsultation for a student without first receiving authorization from the student, or if the student is a minor under the age of thirteen, written authorization from a parent or person who may consent on behalf of the minor under RCW 7.70.065.

(5) Following a second psychiatric teleconsultation, the school district must work with the psychiatrist to refer the student to any appropriate medical, mental health, or behavioral health services.

(6) Psychiatrists who provide teleconference services in accordance with subsections (2) and (3) of this section may seek reimbursement for the health care services provided from the health plan in which a student is enrolled, including apple health for kids. For students with no health coverage, a psychiatrist may seek reimbursement from the state for any uncompensated health care services provided to the students.

(7) For purposes of this section, "project ECHO" means the University of Washington school of medicine extension for community healthcare outcomes program.

**Sec. 5.** RCW 28A.410.226 and 2013 c 197 s 2 are each amended to read as follows:

(1) As provided under subsections (2) and (3) of this section, individuals certified by the professional educator standards board as a school nurse, school social worker, school psychologist, or school counselor must complete a training program on identifying and referring students who are at risk for substance abuse, violence, and youth suicide ((screening and referral)), including utilizing teleconsultation, as a condition of certification. The training program must be at least three hours in length. The professional educator standards board must adopt standards for the minimum content of the training in consultation with the office of the superintendent of public instruction and the department of health. In developing the standards, the board must consider training programs listed on the best practices registry of the American foundation for suicide prevention and the suicide prevention resource center.

(2) This section applies to the following certificates if the certificate is first issued or is renewed on or after July 1, ((2015))

2020:

(a) Continuing certificates for school nurses;

(b) Continuing certificates for school social workers;

(c) Continuing and professional certificates for school psychologists; and

(d) Continuing and professional certificates for school counselors.

(3) A school counselor who holds or submits a school counseling certificate from the national board for professional teaching standards or a school psychologist who holds or submits a school psychologist certificate from the national association of school psychologists in lieu of a professional certificate must complete the training program under subsection (1) of this section by July 1, ((2015)) 2020, or within the five-year period before the certificate is first submitted to the professional educator standards board, whichever is later, and at least once every five years thereafter in order to be considered certified by the professional educator standards board.

(4) The professional educator standards board shall ~~((consider the training program under subsection (1) of this section as approved continuing education under RCW 28A.415.020 and shall))~~ count the training program under subsection (1) of this section toward meeting continuing education requirements for certification as a school nurse, school social worker, school psychologist, or school counselor.

**Sec. 6.** RCW 28A.410.035 and 2013 c 197 s 3 and 2013 c 10 s 2 are each reenacted and amended to read as follows:

(1) To receive initial certification as a teacher in this state after August 31, 1991, an applicant shall have successfully completed a course on issues of abuse. The content of the course shall discuss the identification of physical abuse, emotional abuse, sexual abuse, and substance abuse; commercial sexual abuse of a minor, as defined in RCW 9.68A.100; sexual exploitation of a minor, as defined in RCW 9.68A.040; information on the impact of abuse on the behavior and learning abilities of students; discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse; and methods for teaching students about abuse of all types and their prevention.

(2) The professional educator standards board shall incorporate into the content required for the course under this section, knowledge and skill standards pertaining to recognition, initial screening, and response to emotional or behavioral distress in students, including but not limited to indicators of possible substance abuse, violence, and youth suicide. The course must also include the training curriculum created under section 2 of this act. To receive initial certification after August 31, ((2014)) 2020, an applicant must have successfully completed a course that includes the content of this subsection. The board shall consult with the office of the superintendent of public instruction and the department of health in developing the standards.

**NEW SECTION. Sec. 7.** A new section is added to chapter 28A.400 RCW to read as follows:

(1) Beginning in the 2021-22 school year, school districts shall require all certificated and classified employees at each school to receive training based on the curriculum developed under section 2 of this act.

(2) The training required under this section may be incorporated within existing training programs and related resources.

**NEW SECTION. Sec. 8.** This act does not create any civil liability on the part of the state or any state agency, officer, employee, agent, political subdivision, or school district.

**NEW SECTION. Sec. 9.** 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."

On page 1, line 2 of the title, after "youth;" strike the remainder of the title and insert "amending RCW 28A.410.226; reenacting and amending RCW 28A.410.035; adding new sections to chapter 28B.20 RCW; adding a new section to chapter 28A.210 RCW; adding a new section to chapter 28A.400 RCW; creating new sections; and declaring an emergency."

#### MOTION

Senator Becker moved that the following floor amendment no. 906 by Senator Becker to the striking amendment be adopted:

On page 2, line 3, after "psychiatrists" insert "and psychologists"

On page 2, line 4, after "provide" strike "psychiatric"

On page 2, line 19, after "psychiatrists" insert "and psychologists"

On page 2, line 22, after "psychiatrists" insert "and psychologists"

On page 2, line 22, after "of" strike "psychiatric"

On page 2, line 26, after "psychiatrists" insert "and psychologists"

On page 2, line 29, after "psychiatrist" insert "or psychologist"

On page 3, line 8, after "a" strike "psychiatry"

On page 3, line 12, after "psychiatrist" insert "or psychologist"

On page 3, line 13, after "two" strike "psychiatry"

On page 3, line 16, after "psychiatrist" insert "or psychologist"

On page 3, line 19, after "initial" strike "psychiatry"

On page 3, at the beginning of line 21, insert "or psychologist"

On page 3, line 21, after "second" strike "psychiatry"

On page 3, line 23, after "second" strike "psychiatry"

On page 3, line 26, after "a" strike "psychiatry"

On page 3, line 31, after "second" strike "psychiatry"

On page 3, line 32, after "psychiatrist" insert "or psychologist"

On page 3, line 34, after "Psychiatrists" insert "or psychologists"

On page 3, line 38, after "psychiatrist" insert "or psychologist"

Senators Becker and Cleveland 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. 906 by Senator Becker on page 2, line 3 to the striking amendment.

The motion by Senator Becker carried and floor amendment no. 906 as amended was adopted by voice vote.

The President declared the question before the Senate to be the adoption of striking floor amendment no. 904 by Senator Becker as amended to Engrossed Substitute Senate Bill No. 5389.

The motion by Senator Becker carried and striking floor amendment no. 904 as amended was adopted by voice vote.

#### MOTION

On motion of Senator Becker, the rules were suspended, Second Engrossed 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 Becker and Wellman spoke in favor of passage of the bill.

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

#### ROLL CALL

The Secretary called the roll on the final passage of Second Engrossed Substitute Senate Bill No. 5389 and the bill passed the Senate by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Becker, Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Ericksen, Fortunato, Frockt, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, McCoy, Mullet, Muzzall, Nguyen, O'Ban, Padden, Pedersen, Randall, Rivers, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Takko, Van De Wege, Wagoner, Walsh, Warnick, Wellman, Wilson, C., Wilson, L. and Zeiger

SECOND ENGROSSED 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.

#### THIRD READING

SUBSTITUTE SENATE BILL NO. 5167, by Senate Committee on Financial Institutions, Economic Development & Trade (originally sponsored by Hasegawa, Saldaña, Darneille, Frockt, Keiser, Nguyen and Mullet)

Addressing the linked deposit program.

The bill was read on Third Reading.

#### MOTION

On motion of Senator Hasegawa, the rules were suspended and Substitute Senate Bill No. 5167 was returned to second reading for the purposes of amendment.

#### MOTION

Senator Hasegawa moved that the following striking floor amendment no. 915 by Senator Hasegawa be adopted:

Strike everything after the enacting clause and insert the following:

"**Sec. 10.** RCW 43.86A.060 and 2009 c 385 s 3 and 2009 c 384 s 1 are each reenacted and amended to read as follows:

(1) The state treasurer shall establish a linked deposit program for investment of deposits in qualified public depositories. As a condition of participating in the program, qualified public depositories must make qualifying loans as provided in this section. The state treasurer may purchase a certificate of deposit that is equal to the amount of the qualifying loan made by the qualified public depository or may purchase a certificate of deposit that is equal to the aggregate amount of two or more qualifying loans made by one or more qualified public depositories.

(2) Qualifying loans made under this section are those:

(a) Having terms that do not exceed ten years;

(b) Where an individual loan does not exceed one million dollars;

(c)(i) That are made to a minority or women's business enterprise that has received state certification under chapter 39.19 RCW;

(ii) That are made to a veteran-owned business that has received state certification under RCW 43.60A.190; or

(iii) That are made to a community development financial



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institution that is: (A) Certified by the United States department of the treasury pursuant to 12 U.S.C. Sec. 4701 et seq.; and (B) using that loan to make qualifying loans under (c)(i) of this subsection;

(d) Where the interest rate on the loan to the minority or women's business enterprise or veteran-owned business does not exceed an interest rate that is two hundred basis points below the interest rate the qualified public depository would charge for a loan for a similar purpose and a similar term, except that, if the preference given by the state treasurer to the qualified public depository under subsection (3) of this section is less than two hundred basis points, the qualified public depository may reduce the preference given on the loan by an amount that corresponds to the reduction in preference below two hundred basis points given to the qualified public depository; and

(e) Where the points or fees charged at loan closing do not exceed one percent of the loan amount.

(3) In setting interest rates of time certificate of deposits, the state treasurer shall offer rates so that a two hundred basis point preference will be given to the qualified public depository, except that the treasurer may lower the amount of the preference to ensure that the effective interest rate on the deposit is not less than zero percent.

(4) Upon notification by the state treasurer that a minority or women's business enterprise is no longer certified under chapter 39.19 RCW or that a veteran-owned business is no longer certified under RCW 43.60A.190, the qualified public depository shall reduce the amount of qualifying loans by the outstanding balance of the loan made under this section to the minority or women's business enterprise or the veteran-owned business, as applicable.

(5) A line of credit issued under the linked deposit program that has a zero balance for twelve or more months must be removed from the program.

(6) The office of minority and women's business enterprises has the authority to adopt rules to prioritize loans that:

(a) Ensure that when making a qualified loan under the linked deposit program, businesses that have never received a loan under the linked deposit program are given first priority;

(b) Limit the total principal loan amount that any one business receives in qualified loans under the linked deposit program over the lifetime of the businesses;

(c) Limit the total principal loan amount that an owner of one or more businesses receives in qualified loans under the linked deposit program during the owner's lifetime;

(d) Limit the total amount of any one qualified loan made under the linked deposit program; (~~and~~)

(e) Ensure that loans made by community development financial institutions are qualifying loans under subsection (2)(c)(i) of this section; and

(f) Ensure that when making a qualified loan under the linked deposit program priority is given to loans that:

(i) Create jobs in underserved communities that have inadequate access to capital; and

(ii) Are for applicants that do not currently have loans with other small business lending agencies."

On page 1, line 1 of the title, after "program;" strike the remainder of the title and insert "and reenacting and amending RCW 43.86A.060"

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

MOTION

On motion of Senator Rivers, Senators Becker, Ericksen and O'Ban were excused.

The President declared the question before the Senate to be the adoption of striking floor amendment no. 915 by Senator Hasegawa to Substitute Senate Bill No. 5167.

The motion by Senator Hasegawa carried and striking floor amendment no. 915 was adopted by voice vote.

MOTION

On motion of Senator Hasegawa, the rules were suspended, Engrossed Substitute Senate Bill No. 5167 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

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

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5167.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5167 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Fortunato, Frockt, Hasegawa, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, McCoy, Mullet, Muzzall, Nguyen, Padden, Pedersen, Randall, Rivers, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Takko, Van De Wege, Wagoner, Walsh, Warnick, Wellman, Wilson, C., Wilson, L. and Zeiger

Excused: Senators Becker, Ericksen and O'Ban

ENGROSSED SUBSTITUTE SENATE BILL NO. 5167, 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.

THIRD READING

SENATE BILL NO. 5792, by Senators Salomon, Wellman, Walsh and Honeyford

Making statutory requirements and policies for cultural access programs the same in all counties of the state.

The bill was read on Third Reading.

Senators Salomon and Short spoke in favor of passage of the bill.

Senator Hasegawa spoke against passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5792.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5792 and the bill passed the Senate by the following vote: Yeas, 45; Nays, 1; Absent, 0; Excused, 3.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Darneille, Das, Dhingra, Fortunato, Frockt, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias,

Lovelett, McCoy, Mullet, Muzzall, Nguyen, Padden, Pedersen, Randall, Rivers, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Stanford, Takko, Van De Wege, Wagoner, Walsh, Warnick, Wellman, Wilson, C., Wilson, L. and Zeiger

Voting nay: Senator Hasegawa

Excused: Senators Becker, Ericksen and O'Ban

SENATE BILL NO. 5792, 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.

### THIRD READING

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5549, by Senate Committee on Ways & Means (originally sponsored by Liias, King, Hunt and Braun)

Modernizing resident distillery marketing and sales restrictions.

The bill was read on Third Reading.

Senator Liias spoke in favor of passage of the bill.

### INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced a 5<sup>th</sup> grade class of Leland P. Brown Elementary School of Olympia, including Andy Gorrell, son of Ms. Jeannie Gorrell, Senate Counsel, and Toby Cushing, son of Ms. Kim Cushing, Staff Counsel, Senate Committee Services, who were seated in the gallery.

Senator King spoke in favor of passage of the bill.

Senator Stanford spoke against passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Second Substitute Senate Bill No. 5549.

### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 5549 and the bill passed the Senate by the following vote: Yeas, 40; Nays, 6; Absent, 0; Excused, 3.

Voting yea: Senators Billig, Braun, Brown, Carlyle, Cleveland, Conway, Das, Dhingra, Fortunato, Frockt, Hawkins, Hobbs, Holy, Honeyford, Hunt, Keiser, King, Kuderer, Liias, Lovelett, Mullet, Muzzall, Nguyen, Pedersen, Randall, Rivers, Rolfes, Saldaña, Salomon, Schoesler, Sheldon, Short, Takko, Wagoner, Walsh, Warnick, Wellman, Wilson, C., Wilson, L. and Zeiger

Voting nay: Senators Darneille, Hasegawa, McCoy, Padden, Stanford and Van De Wege

Excused: Senators Becker, Ericksen and O'Ban

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5549, 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 King: "Thank you Mr. President. My mother, Verna King, is having a birthday today, one hundred and two. Happy Birthday Mom."

*The Senate rose in recognition of the 102nd birthday of Mrs. Verna King.*

### MOTION

At 12:25 p.m., on motion of Senator Liias, the Senate adjourned until 12:00 o'clock noon Thursday, January 23, 2020.

CYRUS HABIB, President of the Senate

BRAD HENDRICKSON, Secretary of the Senate

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