

TWENTY NINTH DAY, FEBRUARY 6, 2017

2017 REGULAR SESSION

TWENTY NINTH DAY

NOON SESSION

Senate Chamber, Olympia
Monday, February 6, 2017

The Senate was called to order at 12:00 o'clock noon by the President of the Senate, Lt. Governor Habib presiding. No roll call was taken.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

February 2, 2017

SB 5130 Prime Sponsor, Senator Rivers: Increasing marijuana license fees and adding a temporary additional fee on marijuana licenses issued by the Washington state liquor and cannabis board. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: Do pass. Signed by Senators Baumgartner, Chair; Keiser, Ranking Minority Member; Conway; Hasegawa; King and Saldaña.

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

Passed to Committee on Rules for second reading.

February 2, 2017

SB 5131 Prime Sponsor, Senator Rivers: Addressing provisions concerning marijuana with respect to research licenses, local authority notifications, the retail licensing application process, processor wholesale events, and jurisdictional requirements. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: That Substitute Senate Bill No. 5131 be substituted therefor, and the substitute bill do pass. Signed by Senators Baumgartner, Chair; Keiser, Ranking Minority Member; Conway; Hasegawa and Saldaña.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Braun, Vice Chair; King; Rossi and Wilson.

Passed to Committee on Rules for second reading.

February 1, 2017

SB 5312 Prime Sponsor, Senator Baumgartner: Prohibiting certain employers from including any question on an application about an applicant's criminal record, inquiring either orally or in writing about an applicant's criminal records, or

obtaining information from a criminal background check, until after the employer initially determines that the applicant is otherwise qualified. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: That Substitute Senate Bill No. 5312 be substituted therefor, and the substitute bill do pass. Signed by Senators Baumgartner, Chair; Braun, Vice Chair; Keiser, Ranking Minority Member; King and Wilson.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Conway; Hasegawa and Saldaña.

Passed to Committee on Rules for second reading.

February 2, 2017

SB 5408 Prime Sponsor, Senator Cleveland: Increasing the notice of termination for tenancies under the residential landlord-tenant act. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 5408 be substituted therefor, and the substitute bill do pass. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Hobbs and Kuderer.

Passed to Committee on Rules for second reading.

February 2, 2017

SB 5581 Prime Sponsor, Senator Angel: Authorizing public hospital districts to participate in self-insurance risk pools with nonprofit hospitals. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Hobbs and Kuderer.

Passed to Committee on Rules for second reading.

February 2, 2017

SB 5587 Prime Sponsor, Senator Hasegawa: Addressing the linked deposit program. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Angel, Chair; Mullet, Ranking Minority Member; Hobbs and Kuderer.

Passed to Committee on Ways & Means.

MOTION

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

MOTION

On motion of Senator Hawkins, the Senate advanced to the

third order of business.

MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENTS

January 31, 2017

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

OLLIE A. GARRETT, reappointed January 31, 2017, for the term ending January 15, 2023, as Member of the Liquor and Cannabis Board.

Sincerely,
JAY INSLEE, Governor

Referred to Committee on Commerce, Labor & Sports as Senate Gubernatorial Appointment No. 9246.

January 31, 2017

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

NANCY J. HOLLAND YOUNG, reappointed January 31, 2017, for the term ending January 4, 2023, as Member of the Personnel Resources Board.

Sincerely,
JAY INSLEE, Governor

Referred to Committee on Commerce, Labor & Sports as Senate Gubernatorial Appointment No. 9247.

February 3, 2017

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

STEVE JACOBS, appointed February 3, 2017, for the term ending February 11, 2021, as Member of the Health Care Facilities Authority.

Sincerely,
JAY INSLEE, Governor

Referred to Committee on Health Care as Senate Gubernatorial Appointment No. 9248.

MOTION

On motion of Senator Hawkins, all appointees listed on the Gubernatorial Appointments report were referred to the committees as designated.

MOTION

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

MESSAGE FROM THE HOUSE

February 6, 2017

MR. PRESIDENT:

The Speaker has signed:

SENATE CONCURRENT RESOLUTION NO. 8402,
and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 5715 by Senators Rivers, Keiser, Cleveland, Becker, Hunt, Billig and Bailey

AN ACT Relating to limiting nursing home direct care payment adjustments to the lowest case mix weights in the reduced physical function groups and authorizing upward adjustments to case mix weights in the cognitive and behavior groups; and amending RCW 74.46.485.

Referred to Committee on Health Care.

SB 5716 by Senator Chase

AN ACT Relating to electric vehicle charging infrastructure; amending RCW 35.63.126, 35.63.127, 35A.63.107, 36.70.695, and 36.70A.695; and creating a new section.

Referred to Committee on Transportation.

SB 5717 by Senators Ericksen, Fortunato, Rossi and Short

AN ACT Relating to utility relocation costs; and amending RCW 81.112.100.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5718 by Senator Chase

AN ACT Relating to the governance of the department of fish and wildlife; amending RCW 43.17.020, 77.04.020, 77.04.030, 77.04.012, 77.04.055, 77.04.060, 77.04.080, 77.04.120, 77.04.130, 77.04.150, 77.12.020, 77.12.047, and 43.300.020; reenacting and amending RCW 77.08.010; adding a new section to chapter 77.04 RCW; creating a new section; and repealing RCW 77.04.013 and 43.300.040.

Referred to Committee on Natural Resources & Parks.

SB 5719 by Senator Baumgartner

AN ACT Relating to creating a labor and industries ombuds within the department of commerce; adding new sections to chapter 43.330 RCW; and providing an expiration date.

Referred to Committee on Commerce, Labor & Sports.

SB 5720 by Senators Hawkins, Hobbs, Takko, Baumgartner, Sheldon, King, Brown and Schoesler

AN ACT Relating to payment of production-based compensation wages for the employment and use of labor in agricultural activities and in the production, handling, and storage of farm products; adding a new section to chapter 49.46 RCW; and declaring an emergency.

Referred to Committee on Agriculture, Water, Trade & Economic Development.

SB 5721 by Senator Padden

AN ACT Relating to requiring the Washington state bar association to obtain an affirmative vote prior to increasing

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bar dues for membership; amending RCW 2.48.130; creating new sections; and declaring an emergency.

Referred to Committee on Law & Justice.

SB 5722 by Senators Liias, Walsh, Ranker, Pedersen, Rivers and Keiser

AN ACT Relating to restricting the practice of conversion therapy; amending RCW 18.130.020 and 18.130.180; and creating a new section.

Referred to Committee on Health Care.

SB 5723 by Senator McCoy

AN ACT Relating to the state fungi; adding a new section to chapter 1.20 RCW; and creating a new section.

Referred to Committee on State Government.

SB 5724 by Senators Hasegawa and Chase

AN ACT Relating to acknowledging Washington state's constitutional rights, including state sovereignty, as guaranteed by the United States Constitution and Washington Constitution to ensure that no state resources are expended enforcing any federal order that violates the United States Constitution, Washington Constitution, or judicial precedent; adding new sections to chapter 43.01 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Law & Justice.

SB 5725 by Senators Hasegawa and Chase

AN ACT Relating to local government responsibility and accountability in mitigating impacts of public facilities on certain surrounding neighborhoods with high poverty or concentrations of persons of color; and adding a new section to chapter 35.21 RCW.

Referred to Committee on Local Government.

SB 5726 by Senators Hobbs, Rivers, Mullet, Takko, Palumbo and Keiser

AN ACT Relating to public school employee benefits; amending RCW 28A.400.270, 28A.400.275, 28A.400.350, 41.05.021, 41.05.050, 41.05.075, 28A.400.280, 41.56.500, 41.59.105, 41.05.065, and 41.80.020; reenacting and amending RCW 41.05.011; adding a new section to chapter 41.05 RCW; creating a new section; and repealing RCW 48.02.210.

Referred to Committee on Ways & Means.

SB 5727 by Senators Hobbs, Rivers, Mullet, Takko, Palumbo and Keiser

AN ACT Relating to public school employee benefits; amending RCW 28A.400.350; adding a new section to chapter 28A.400 RCW; and creating a new section.

Referred to Committee on Ways & Means.

SB 5728 by Senator Ericksen

AN ACT Relating to the young adult affordable health care program; adding a new section to chapter 48.68 RCW; and creating a new section.

Referred to Committee on Health Care.

SB 5729 by Senators Liias and Miloscia

AN ACT Relating to legislative technology; amending RCW 44.68.010, 44.68.020, 44.68.030, 44.68.035, 44.68.040, 44.68.050, 44.68.060, 44.68.065, 44.68.080, 44.68.085, 44.68.090, 44.68.100, and 44.68.105; and decodifying RCW 44.68.900.

Referred to Committee on State Government.

SB 5730 by Senator Frockt

AN ACT Relating to standardizing the collection and distribution of criminal records; and amending RCW 9.41.070, 9.41.173, 9A.44.130, and 43.43.735.

Referred to Committee on Law & Justice.

SB 5731 by Senator Chase

AN ACT Relating to acceptance of additional high school equivalency tests; amending RCW 28B.50.536; creating new sections; and declaring an emergency.

Referred to Committee on Higher Education.

SB 5732 by Senators Hasegawa, Wellman, Sheldon, Schoesler and Chase

AN ACT Relating to funding industrial hemp research; creating a new section; and making appropriations.

Referred to Committee on Agriculture, Water, Trade & Economic Development.

SB 5733 by Senators Walsh and Billig

AN ACT Relating to improving student achievement; adding a new section to chapter 43.215 RCW; adding a new section to chapter 28A.215 RCW; and creating new sections.

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

SB 5734 by Senators Chase, Baumgartner, Miloscia, Saldaña, Keiser, Conway, Hasegawa, McCoy, Braun and Honeyford

AN ACT Relating to bringing Washington state government contracting provisions into compliance with federal law as it relates to small works bonding requirements; and amending RCW 39.08.010.

Referred to Committee on State Government.

SB 5735 by Senators King and Hobbs

AN ACT Relating to the disposal of recreational vehicles abandoned pursuant to chapter 46.55 RCW; amending RCW 46.79.110, 70.95.030, and 70.95.065; reenacting and amending RCW 43.84.092; adding a new section to chapter 46.55 RCW; adding a new section to chapter 46.17 RCW; adding new sections to chapter 70.95 RCW; adding a new section to chapter 46.68 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5736 by Senators Brown, Palumbo, Keiser, Rossi, Frockt, Braun and Bailey

AN ACT Relating to the expansion of nutrition programs for older adults; and creating new sections.

Referred to Committee on Health Care.

SB 5737 by Senators Rivers, Miloscia, Schoesler, Zeiger and Padden

AN ACT Relating to enhancing oversight and transparency of lobbying activity; amending RCW 42.17A.635 and 42.52.080; adding a new section to chapter 42.17A RCW; adding a new section to chapter 42.52 RCW; creating new sections; and providing an effective date.

Referred to Committee on State Government.

SB 5738 by Senator Schoesler

AN ACT Relating to making a technical correction in Engrossed Substitute Senate Bill No. 6057 from 2015 to provide that the business and occupation tax rate for newspapers takes effect as of July 1, 2015; amending 2015 3rd sp.s. c 6 s 2301 (uncodified); and creating a new section.

Referred to Committee on Ways & Means.

SB 5739 by Senators Palumbo and Hobbs

AN ACT Relating to the imposition of port district facility entry fees for certain ground transportation service providers; adding a new section to chapter 53.08 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5740 by Senator King

AN ACT Relating to the one hundred eighty day school calendar; amending RCW 28A.150.220, 28A.150.290, 28A.305.141, 28A.310.240, 28A.330.100, 28A.400.200, 28A.400.300, and 28A.410.080; adding a new section to chapter 43.135 RCW; and creating a new section.

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

SB 5741 by Senator King

AN ACT Relating to clarifying the collection of fuel taxes within tribal jurisdictions; amending RCW 82.38.031 and 82.38.035; adding a new section to chapter 82.38 RCW; and creating a new section.

Referred to Committee on Transportation.

SJM 8008 by Senator Chase

Requesting Congress to reform the harbor maintenance tax.

Referred to Committee on Agriculture, Water, Trade & Economic Development.

SJM 8009 by Senator Chase

Requesting Congress to provide the National Oceanic and Atmospheric Administration Fisheries with sufficient resources to expedite its endangered species act and national environmental policy act review of Puget Sound hatchery and genetic management plans and that the National Oceanic and Atmospheric Administration Fisheries prioritize and conduct immediate review and approval of Puget Sound hatchery and genetic management plans.

Referred to Committee on Natural Resources & Parks.

SHB 1027 by House Committee on Business & Financial Services (originally sponsored by Representatives Barkis, Vick, Stanford, Kirby and Ryu)

AN ACT Relating to surplus line broker licensing; amending RCW 48.15.070 and 48.15.073; and providing an effective date.

Referred to Committee on Financial Institutions & Insurance.

HB 1056 by Representatives Kilduff, Muri, Appleton, Shea, Lovick, MacEwen, Stanford, Reeves, Fitzgibbon, Frame, Ormsby, Jinkins, Bergquist, Goodman, Gregerson, Kirby, Fey, Slatter and Sawyer

AN ACT Relating to consumer protections for military service members on active duty; amending RCW 38.42.010, 38.42.130, and 38.42.140; and adding a new section to chapter 38.42 RCW.

Referred to Committee on Law & Justice.

HB 1167 by Representatives Griffey and Springer

AN ACT Relating to fire commissioner compensation; and amending RCW 52.14.010.

Referred to Committee on Local Government.

SHB 1184 by House Committee on Public Safety (originally sponsored by Representatives Orwall, Griffey, Klippert, McCabe, Senn, Gregerson, Pellicciotti, Jinkins, Irwin, Wylie, Kilduff, McBride, Bergquist, Fey, Smith, Stanford and Hudgins)

AN ACT Relating to patronizing a prostitute; amending RCW 9A.88.110; and prescribing penalties.

Referred to Committee on Law & Justice.

SHB 1414 by House Committee on Community Development, Housing & Tribal Affairs (originally sponsored by Representatives Stonier, Sawyer, Smith, Ryu, Hayes, Cody, Stambaugh, Appleton, Stokesbary, Fitzgibbon, Peterson, Wilcox, Barkis, Gregerson, Macri, Jinkins, Chapman, Pollet, Ortiz-Self, Robinson, Frame, Kagi, Dolan and Doglio)

AN ACT Relating to dental health services in tribal settings; amending RCW 18.29.180, 18.32.030, and 18.260.110; adding a new section to chapter 18.350 RCW; adding a new section to chapter 74.09 RCW; and adding a new chapter to Title 70 RCW.

Referred to Committee on Health Care.

MOTION

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

MOTION

At 12:03 p.m., on motion of Senator Hawkins, the Senate adjourned until 12:00 o'clock noon Tuesday, February 7, 2017.

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CYRUS HABIB, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate

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