

TWENTY SIXTH DAY, FEBRUARY 5, 2021

2021 REGULAR SESSION

TWENTY SIXTH DAY

AFTERNOON SESSION

Senate Chamber, Olympia
Friday, February 5, 2021

The Senate was called to order at 12:35 p.m. by the President of the Senate, Lt. Governor Heck presiding. No roll call was taken.

MOTION

On motion of Senator Liias, 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 4, 2021

SB 5009 Prime Sponsor, Senator Padden: Enacting the uniform public expression protection act. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5009 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Darneille; Holy; Kuderer and Salomon.

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5036 Prime Sponsor, Senator Dhingra: Concerning conditional commutation by the clemency and pardons board. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5036 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

MINORITY recommendation: Do not pass. Signed by Senators Padden, Ranking Member; McCune, Assistant Ranking Member; Holy and Wagoner.

Referred to Committee on Ways & Means.

February 4, 2021

SB 5079 Prime Sponsor, Senator Das: Extending the closure notice period for manufactured/mobile home communities. Reported by Committee on Housing & Local Government

MAJORITY recommendation: That Substitute Senate Bill No. 5079 be substituted therefor, and the substitute bill do

pass. Signed by Senators Kuderer, Chair; Das, Vice Chair; Cleveland; Lovelett and Salomon.

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5152 Prime Sponsor, Senator Nguyen: Enhancing data stewardship and privacy protections for vehicle and driver data. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5152 be substituted therefor, and the substitute bill do pass. Signed by Senators Hobbs, Chair; Saldaña, Vice Chair; King, Ranking Member; Cleveland; Das; Lovelett; Nguyen; Nobles; Randall; Sheldon and Wilson, C.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Fortunato, Padden and Wilson, J.

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5155 Prime Sponsor, Senator Kuderer: Concerning prejudgment interest. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5155 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Darneille; Holy; Kuderer; Salomon and Wagoner.

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5164 Prime Sponsor, Senator Darneille: Resentencing of individuals sentenced as a persistent offender due to a robbery in the second degree conviction. Reported by Committee on Law & Justice

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

MINORITY recommendation: Do not pass. Signed by Senators Padden, Ranking Member; McCune, Assistant Ranking Member; Holy and Wagoner.

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5180 Prime Sponsor, Senator Dhingra: Vacating certain convictions. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill

No. 5180 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Darneille; Holy; Kuderer; Salomon and Wagoner.

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5194 Prime Sponsor, Senator Liias: Providing for equity and access in the community and technical colleges. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That Substitute Senate Bill No. 5194 be substituted therefor, and the substitute bill do pass. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member and Liias.

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

Referred to Committee on Ways & Means.

February 4, 2021

SB 5201 Prime Sponsor, Senator Van De Wege: Concerning department of natural resources' timber and land sales. Reported by Committee on Agriculture, Water, Natural Resources & Parks

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5227 Prime Sponsor, Senator Randall: Requiring diversity, equity, inclusion, and antiracism training and assessments at institutions of higher education. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That Substitute Senate Bill No. 5227 be substituted therefor, and the substitute bill do pass. Signed by Senators Randall, Chair; Nobles, Vice Chair and Liias.

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

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Holy, Ranking Member.

Referred to Committee on Rules for second reading.

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SB 5228 Prime Sponsor, Senator Randall: Addressing disproportionate health outcomes by building a foundation of equity in medical training. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That Substitute Senate Bill No. 5228 be substituted therefor, and the substitute bill do pass. Signed by Senators Randall, Chair; Nobles, Vice

Chair; Holy, Ranking Member and Liias.

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

Referred to Committee on Ways & Means.

February 4, 2021

SB 5235 Prime Sponsor, Senator Liias: Increasing housing unit inventory by removing arbitrary limits on housing options. Reported by Committee on Housing & Local Government

MAJORITY recommendation: That Substitute Senate Bill No. 5235 be substituted therefor, and the substitute bill do pass. Signed by Senators Fortunato, Ranking Member; Gildon, Assistant Ranking Member; Kuderer, Chair; Das, Vice Chair; Cleveland; Lovelett; Salomon and Warnick.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Short, Assistant Ranking Member.

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5241 Prime Sponsor, Senator Dhingra: Promoting economic inclusion. Reported by Committee on Human Services, Reentry & Rehabilitation

MAJORITY recommendation: That Substitute Senate Bill No. 5241 be substituted therefor, and the substitute bill do pass. Signed by Senators Gildon, Ranking Member; Darneille, Chair; Nguyen, Vice Chair; McCune; Saldaña and Wilson, C.

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

Referred to Committee on Ways & Means.

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SB 5253 Prime Sponsor, Senator Liias: Implementing the recommendations of the pollinator health task force. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 5253 be substituted therefor, and the substitute bill do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Honeyford; Rolfes; Short and Stanford.

Referred to Committee on Ways & Means.

February 4, 2021

SB 5259 Prime Sponsor, Senator Nobles: Concerning law enforcement data collection. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5259 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Darneille; Holy; Kuderer; Salomon and Wagoner.

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Referred to Committee on Ways & Means.

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SB 5263 Prime Sponsor, Senator Frockt: Concerning defenses in personal injury and wrongful death actions where the person injured or killed was committing a felony. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5263 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

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

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5273 Prime Sponsor, Senator Salomon: Concerning the replacement of shoreline armoring. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 5273 be substituted therefor, and the substitute bill do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Rolfes and Stanford.

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5288 Prime Sponsor, Senator Liias: Increasing access to the Washington opportunity scholarship program. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That Substitute Senate Bill No. 5288 be substituted therefor, and the substitute bill do pass. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member and Liias.

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5304 Prime Sponsor, Senator Wilson, C.: Providing reentry services to persons releasing from state and local institutions. Reported by Committee on Human Services, Reentry & Rehabilitation

MAJORITY recommendation: That Substitute Senate Bill No. 5304 be substituted therefor, and the substitute bill do pass. Signed by Senators Gildon, Ranking Member; Darneille, Chair; Nguyen, Vice Chair; Dozier; McCune; Saldaña and Wilson, C.

Referred to Committee on Ways & Means.

February 4, 2021

SB 5317 Prime Sponsor, Senator Warnick: Concerning pesticide registration and pesticide licensing fees. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 5317 be substituted therefor, and the substitute bill do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Rolfes and Stanford.

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

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

Referred to Committee on Ways & Means.

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SB 5318 Prime Sponsor, Senator Warnick: Concerning fertilizer fees. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 5318 be substituted therefor, and the substitute bill do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Honeyford; Rolfes; Short and Stanford.

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5347 Prime Sponsor, Senator Padden: Concerning member voting methods. Reported by Committee on Law & Justice

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

Referred to Committee on Rules for second reading.

February 4, 2021

SB 5358 Prime Sponsor, Senator Gildon: Providing incentives to employers to hire certain hard-to-place job seekers. Reported by Committee on Human Services, Reentry & Rehabilitation

MAJORITY recommendation: That Substitute Senate Bill No. 5358 be substituted therefor, and the substitute bill do pass. Signed by Senators Gildon, Ranking Member; Darneille, Chair; Nguyen, Vice Chair; Dozier; McCune; Saldaña and Wilson, C.

Referred to Committee on Ways & Means.

February 4, 2021

SB 5372 Prime Sponsor, Senator Stanford: Concerning a hemp processor registration process. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by Senators Van De Wege, Chair; Salomon, Vice Chair;

Warnick, Ranking Member; Rolfes; Short and Stanford.

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

Referred to Committee on Rules for second reading.

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SHB 1095 Prime Sponsor, Committee on Finance: Concerning the taxation of governmental financial assistance programs addressing the impacts of conditions giving rise to a gubernatorial or presidential emergency proclamation by creating state business and occupation tax and state public utility tax exemptions, a sales and use tax exemption for the receipt of such financial assistance, and clarifying the sales and use tax obligations for goods and services purchased by recipients of such financial assistance. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Capital; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Schoesler, Assistant Ranking Member, Capital; Braun; Carlyle; Conway; Darneille; Dhingra; Gildon; Hasegawa; Hunt; Keiser; Liias; Mullet; Muzzall; Pedersen; Rivers; Van De Wege; Wagoner; Warnick and Wellman.

Referred to Committee on Rules for second reading.

February 4, 2021

HB 1367 Prime Sponsor, Representative Ormsby: Revising 2019-2021 fiscal biennium appropriations of state and federal funding for previously implemented medicaid rates and other medicaid expenditures in the developmental disabilities and long-term care programs in response to the COVID-19 pandemic. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Capital; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Schoesler, Assistant Ranking Member, Capital; Braun; Carlyle; Conway; Darneille; Dhingra; Gildon; Hasegawa; Hunt; Keiser; Liias; Mullet; Muzzall; Pedersen; Rivers; Van De Wege; Wagoner; Warnick and Wellman.

Referred to Committee on Rules for second reading.

February 4, 2021

ESHB 1368 Prime Sponsor, Committee on Appropriations: Responding to the COVID-19 pandemic through state actions supported by federal funding. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Capital; Robinson, Vice Chair, Operating & Revenue; Wilson, L., Ranking Member; Brown, Assistant Ranking Member, Operating; Braun; Carlyle; Conway; Darneille; Dhingra; Gildon; Hasegawa; Hunt; Keiser; Liias; Mullet; Muzzall; Pedersen; Rivers; Van De Wege; Wagoner; Warnick and Wellman.

MINORITY recommendation: That it be referred without

recommendation. Signed by Senators Honeyford, Assistant Ranking Member, Capital Schoesler, Assistant Ranking Member, Capital.

Referred to Committee on Rules for second reading.

MOTION

On motion of Liias, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Senate Bill No. 5318 which was designated to the Committee on Ways & Means and referred to the Committee on Rules.

MOTION

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

MESSAGE FROM THE HOUSE

February 5, 2021

MR. PRESIDENT:

The Speaker has signed ENGROSSED SUBSTITUTE SENATE BILL NO. 5061.

and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 5428 by Senators Nguyen, Darneille, Das, Kuderer, Lovelett, Nobles, Saldaña and Wellman

AN ACT Relating to the application of the state environmental policy act to temporary shelters and transitional encampments; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Housing & Local Government.

SB 5429 by Senators Wilson, J., Braun, Dhingra, Fortunato, Frockt, Hawkins, Hunt, Lovelett, Padden, Rivers, Saldaña, Schoesler, Sheldon, Wagoner and Warnick

AN ACT Relating to the "pick it up, Washington" litter control program; amending RCW 70A.200.130 and 70A.200.030; adding a new section to chapter 70A.200 RCW; creating a new section; and decodifying RCW 70A.200.900.

Referred to Committee on Environment, Energy & Technology.

SB 5430 by Senator Mullet

AN ACT Relating to tuition unit pricing in the advanced college tuition payment program; and amending RCW 28B.95.030.

Referred to Committee on Higher Education & Workforce Development.

SHB 1037 by House Committee on Consumer Protection & Business (originally sponsored by Kirby and Vick)

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AN ACT Relating to insurance adjusters; and amending RCW 48.17.010, 48.17.150, 48.17.410, and 48.17.420.

Referred to Committee on Business, Financial Services & Trade.

SHB 1074 by House Committee on Health Care & Wellness (originally sponsored by Peterson, Rude, Leavitt, Wylie, Kloba, Ortiz-Self, Callan, Riccelli, Davis and Pollet)

AN ACT Relating to overdose and suicide fatality reviews; and adding a new section to chapter 70.05 RCW.

Referred to Committee on Health & Long Term Care.

HB 1087 by Representatives Berry, Wicks, Simmons, Kloba, Hackney, Santos, Macri and Sullivan

AN ACT Relating to clarifying the continuity of employee family and medical leave rights; adding a new section to chapter 50A.05 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Labor, Commerce & Tribal Affairs.

SHB 1124 by House Committee on Health Care & Wellness (originally sponsored by Cody)

AN ACT Relating to nurse delegation of glucose monitoring, glucose testing, and insulin injections; amending RCW 18.79.260; reenacting and amending RCW 18.79.260; providing an effective date; and providing an expiration date.

Referred to Committee on Health & Long Term Care.

HB 1159 by Representatives Berg, Bronoske, Griffey and Pollet

AN ACT Relating to the number of fire protection district commissioners; and amending RCW 52.14.015.

Referred to Committee on Housing & Local Government.

HB 1165 by Representatives Ryu, Vick, Santos, Hoff and Harris-Talley

AN ACT Relating to the Washington credit union act; and amending RCW 31.12.005, 31.12.402, 31.12.404, 31.12.436, and 31.12.438.

Referred to Committee on Business, Financial Services & Trade.

SHB 1171 by House Committee on Civil Rights & Judiciary (originally sponsored by Walen, Springer, Dolan and Lovick)

AN ACT Relating to amending child support income withholding provisions to comply with federal child support program requirements; amending RCW 6.27.105, 6.27.140, 6.27.150, 6.27.330, 26.18.020, 26.18.080, 26.18.090, 26.18.110, 26.18.130, 26.18.140, 26.23.010, 26.23.050, 26.23.050, 26.23.060, 74.20A.080, 74.20A.240, and 74.20A.350; reenacting and amending RCW 26.23.090; repealing RCW 26.18.100; providing an effective date; and providing an expiration date.

Referred to Committee on Law & Justice.

HB 1237 by Representatives Eslick, Senn, Leavitt, Callan, Ortiz-Self, Rude, Davis, Santos, Rule, Goodman and Riccelli
AN ACT Relating to defining family resource centers; amending RCW 43.330.010; reenacting and amending RCW 74.14C.010 and 43.216.010; and creating a new section.

Referred to Committee on Human Services, Reentry & Rehabilitation.

MOTION

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

MOTION

At 12:38 p.m., on motion of Senator Liias, the Senate adjourned until 11:45 a.m., Monday, February 8, 2021.

DENNY HECK, President of the Senate

BRAD HENDRICKSON, Secretary of the Senate

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