

FORTIETH DAY

AFTERNOON SESSION

Senate Chamber, Olympia
Friday, February 16, 2024

The Senate was called to order at 12:30 p.m. by the President of the Senate, Lt. Governor Heck presiding. No roll call was taken.

MOTIONS

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

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

REPORTS OF STANDING COMMITTEES

February 15, 2024

HB 1455 Prime Sponsor, Representative Stonier: Eliminating child marriage. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Kuderer; McCune; Pedersen; Salomon; Torres; Valdez and Wagoner.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Padden, Ranking Member and Wilson, L.

Referred to Committee on Rules for second reading.

February 15, 2024

E2SHB 1618 Prime Sponsor, Committee on Appropriations: Concerning the statute of limitations for childhood sexual abuse. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; Kuderer; McCune; Pedersen; Salomon; Torres; Valdez; Wagoner and Wilson, L.

Referred to Committee on Ways & Means.

February 15, 2024

ESHB 1652 Prime Sponsor, Committee on Appropriations: Concerning child support pass through. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; Kuderer; McCune; Pedersen; Salomon; Torres; Valdez; Wagoner and Wilson, L.

Referred to Committee on Ways & Means.

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HB 1992 Prime Sponsor, Representative Timmons: Adding an additional superior court judge in Whatcom county.

Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; Kuderer; McCune; Pedersen; Salomon; Torres; Valdez; Wagoner and Wilson, L.

Referred to Committee on Rules for second reading.

February 15, 2024

SGA 9294 CHRISTENE G. ENDRESEN SCOTT, appointed on July 18, 2022, for the term ending July 15, 2026, as Member of the Salmon Recovery Funding Board. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Muzzall, Ranking Member; Van De Wege, Chair; Salomon, Vice Chair; Liias; Shewmake; Short; Stanford; Wagoner and Warnick.

Referred to Committee on Rules for second reading.

February 15, 2024

SGA 9364 LUC JASMIN, appointed on June 19, 2023, for the term ending June 17, 2028, as Member of the Human Rights Commission. Reported by Committee on Law & Justice

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; Kuderer; Pedersen; Salomon; Torres; Valdez; Wagoner and Wilson, L.

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

Referred to Committee on Rules for second reading.

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SGA 9383 SAMUEL T. MENSER, appointed on July 24, 2023, for the term ending August 2, 2024, as Member of the Sentencing Guidelines Commission. Reported by Committee on Law & Justice

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Dhingra, Chair; Trudeau, Vice Chair; Padden, Ranking Member; Kuderer; McCune; Pedersen; Salomon; Torres; Valdez; Wagoner and Wilson, L.

Referred to Committee on Rules for second reading.

MOTIONS

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

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

MESSAGE FROM OTHER STATE OFFICERS

The following reports were submitted to and received by the

Secretary of the Senate:

Corrections, Department of - *“Unexpected Fatality Review Committee Report UFR-23-015”*, pursuant to 72.09.770 RCW; *“Community Custody Terms: Violations and Sanctions 2023 Report”*, pursuant to 72.09.312 RCW; *“Unexpected Fatality Review Committee Report UFR-23-022”*, pursuant to 72.09.770 RCW; *“Unexpected Fatality Review Committee Report UFR-23-016”*, pursuant to 72.09.770 RCW;

Health Care Authority - *“Rural Access Study”*, in accordance with Engrossed Substitute Senate Bill No. 5693;

Social & Health Services, Department of - *“Statewide Accounting of Contracted SVP Housing and Treatment Providers”*, pursuant to 71.09.097 RCW; *“Forensic Admissions and Evaluations-Performance Targets 2023 Second Quarter (April 1, 2023-June 30, 2023)”*, pursuant to 10.77.068 RCW; *“WorkFirst Wage Progression Report - 2023 First Quarter”*, pursuant to 74.08A.411 RCW; *“Special Commitment Center Report”*, in accordance with Engrossed Substitute Senate Bill No. 5187; *“Annual Workforce Development Report”*, pursuant to 74.39A.275 RCW; *“Examining Temporary Assistance for Needy Families Time Limit and Sanction Data Disaggregated by Race and Ethnicity”*, pursuant to 74.08A.265 RCW;

Transportation, Department of - *“Capital Projects Report - Quarter 2, 23-25 Biennium”*, in accordance with Engrossed Substitute House Bill No. 1125; *“Local Governments Determination on Permits Report”*, pursuant to 47.01.485 RCW; *“Freight Rail Investment Bank (FRIB) and Freight Rail Assistance Program (FRAP) 2021-23 Progress Report”*, in accordance with Substitute Senate Bill No. 5742; *“Violations of Environmental Permits and Regulations for State Transportation Projects”*, pursuant to 47.85.040 RCW.

MOTION

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

MESSAGE FROM THE HOUSE

February 15, 2024

MR. PRESIDENT:

The House has passed:

SUBSTITUTE HOUSE BILL NO. 1768,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1862,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2306,
HOUSE BILL NO. 2454,

and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6316 by Senators Pedersen and King

AN ACT Relating to the state route number 520 corridor; amending RCW 47.56.870; and adding a new section to chapter 47.01 RCW.

Referred to Committee on Transportation.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

SHB 1768 by House Committee on Finance (originally sponsored by Representatives Shavers, Barnard, Chapman and Ramel)

AN ACT Relating to exempting certain sales of electricity to qualifying green businesses from the public utilities tax; adding a new section to chapter 82.16 RCW; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Ways & Means.

ESHB 1862 by House Committee on Finance (originally sponsored by Representatives Leavitt, Barnard, Tharinger, Graham, Couture, Duerr, Barkis, Bronoske, Slatter, Chapman, Simmons, Jacobsen, Timmons, Callan, Street, Sandlin, Donaghy, Doglio, Goodman, Caldier, Robertson, Hutchins, Reeves, Lekanoff, Riccelli, Hackney, Pollet and Shavers)

AN ACT Relating to providing tax exemptions for the assistance of disabled veterans and members of the armed forces of the United States of America; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; providing an effective date; and providing expiration dates.

Referred to Committee on Ways & Means.

ESHB 2306 by House Committee on Finance (originally sponsored by Representatives Steele and Callan)

AN ACT Relating to allowing main street programs to use remaining main street tax credits after a certain date; and amending RCW 82.73.030.

Referred to Committee on Ways & Means.

HB 2454 by Representatives Ybarra and Chapman

AN ACT Relating to extending an existing hazardous substance tax exemption for certain agricultural crop protection products that are temporarily warehoused but not otherwise used, manufactured, packaged, or sold in the state of Washington; amending RCW 82.21.040; and amending 2015 3rd sp.s. c 6 s 1901 (uncodified).

Referred to Committee on Ways & Means.

MOTIONS

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

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

Senator Hasegawa moved adoption of the following resolution:

SENATE RESOLUTION

8677

By Senator Hasegawa

WHEREAS, On February 19, 1942, President Franklin D. Roosevelt issued Executive Order 9066, which authorized the United States military to forcibly remove and incarcerate more than 120,000 persons of Japanese ancestry from the West Coast, including 12,000 Japanese-American residents of Washington State; and

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WHEREAS, The first civilian evacuation order gave Japanese-Americans from Bainbridge Island, Washington less than one week to leave behind homes, personal belongings, farms, businesses, friends, and family and report to detention centers like Camp Harmony on the grounds of the Washington State fair in Puyallup, where hastily converted horse stables housed the evacuated families; and

WHEREAS, These detention centers were temporary quarters for the evacuees while the United States military department constructed ten mass incarceration sites for Japanese-Americans located in remote inland areas of the United States; and

WHEREAS, This drastic policy of removal and relocation allegedly aimed to prevent acts of espionage and sabotage by Japanese-Americans who were deemed untrustworthy and disloyal to the United States; and

WHEREAS, On March 23, 1943, the War Department organized a segregated unit of Japanese-Americans, the 442nd Regimental Combat Team, most of whom reported for military duty from the concentration camps in which they and their families were held as prisoners surrounded by barbed wire and armed guards; and

WHEREAS, More than 12,000 volunteers responded to questions about their loyalty and patriotism by amassing a battle record unparalleled in United States military history with a casualty rate of 314% and earning a collective 7 Presidential Unit Citations, 21 Medals of Honor, 29 Distinguished Service Crosses, 1 Distinguished Service Medal, 588 Silver Stars, more than 4,000 Bronze Stars, 22 Legion of Merit Medals, 145 Soldier's Medals, 9,486 Purple Hearts, 16 decorations from France and Italy, and, in 2010, the Congressional Gold Medal; and

WHEREAS, Equally loyal and patriotic Japanese-Americans fought to protect our constitutional rights and liberties through dissent, like University of Washington student and Auburn native Gordon Hirabayashi who was arrested, convicted, and imprisoned for defying the military curfew on select civilians and refusing to evacuate when ordered; and

WHEREAS, In 1982, the Congressional commission on wartime relocation and internment of civilians found "no military or security reason for the internment" of persons of Japanese ancestry, but determined the cause of the incarceration as "racial prejudice, war hysteria, and a failure of political leadership"; and

WHEREAS, Through this travesty of justice, Japanese-Americans suffered immense economic loss of property and assets, experienced immeasurable physical and psychological harm as individuals and collectively as a community, and were deprived of their constitutional liberties without due process of law; and

WHEREAS, In 1979, Washington State Congressman Mike Lowry introduced H.R. 5977 to provide reparations and an apology to the Japanese-American incarcerated, thus initiating a 10-year legislative quest that ended when President Ronald Reagan signed the Civil Liberties Act of 1988; and

WHEREAS, Vowing *Nidoto Nai Yoni* – Let it Not Happen Again, the Japanese-American community now wields the lessons of this experience to fight for equity and justice in solidarity with all Americans who seek to protect and preserve the civil liberties we are guaranteed;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate pause to acknowledge the 82nd anniversary of the signing of Executive Order 9066; to recognize and remember Japanese-American veterans, incarcerated, and civil rights activists from the State of Washington, and to reflect on, and honor the lessons, blessings, and responsibilities of the phrase, "...with liberty and justice for all"; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the Nisei Veterans Committee, Densho, the Japanese-American Citizens League, the Japanese Cultural and Community Center of Washington State, and the Wing Luke Museum of the Asian Pacific American Experience.

Senators Hasegawa, Wagoner, Kauffman and Conway spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8677.

The motion by Senator Hasegawa carried and the resolution was adopted by voice vote.

SIGNED BY THE PRESIDENT

Pursuant to Article 2, Section 32 of the State Constitution and Senate Rule 1(5), the President announced the signing of and thereupon did sign in open session:

ENGROSSED HOUSE BILL NO. 1964.

MOTION

At 12:49 p.m., on motion of Senator Pedersen, the Senate adjourned until 12:30 p.m. Monday, February 19, 2024.

DENNY HECK, President of the Senate

SARAH BANNISTER, Secretary of the Senate

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