

EIGHTEENTH DAY

NOON SESSION

Senate Chamber, Olympia
Thursday, January 26, 2017

The Senate was called to order at 12:01p.m. by the President of the Senate, Lt. Governor Habib presiding. No roll call was taken.

MOTION

On motion of Senator Fain, 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

January 25, 2017

SB 5011 Prime Sponsor, Senator Pedersen: Concerning the business corporation act. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

January 25, 2017

SB 5030 Prime Sponsor, Senator Darneille: Concerning human trafficking, prostitution, and commercial sexual abuse of a minor. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

January 25, 2017

SB 5037 Prime Sponsor, Senator Padden: Making a fourth driving under the influence offense a felony. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Ways & Means.

January 25, 2017

SB 5038 Prime Sponsor, Senator Padden: Concerning disclosures regarding incentivized evidence and testimony. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5038 be substituted therefor, and the substitute bill do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

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SB 5040 Prime Sponsor, Senator Pedersen: Making revisions to the uniform business organizations code. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

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SB 5059 Prime Sponsor, Senator O'Ban: Addressing motor vehicle property offenses. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

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SB 5077 Prime Sponsor, Senator Angel: Allowing the department of corrections to provide temporary housing assistance to individuals being released from the Washington corrections center for women. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5077 be substituted therefor, and the substitute bill do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

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SB 5083 Prime Sponsor, Senator Pearson: Concerning notice of relief from the duty to register. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5083 be substituted therefor, and the substitute bill do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

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SB 5161 Prime Sponsor, Senator Keiser: Modifying theater license provisions. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: That Substitute Senate Bill No. 5161 be substituted therefor, and the substitute bill do pass. Signed by Senators Baumgartner, Chair; Braun, Vice Chair; Keiser, Ranking Minority Member; King; Rossi; Saldaña and Wilson.

Passed to Committee on Rules for second reading.

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SB 5164 Prime Sponsor, Senator Keiser: Authorizing grocery store license endorsements allowing beer and wine tastings at certain grocery stores that specialize in the sale of meat, poultry, seafood, or cheese. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: Do pass. Signed by Senators Baumgartner, Chair; Braun, Vice Chair; Keiser, Ranking Minority Member; King; Rossi; Saldaña and Wilson.

Passed to Committee on Rules for second reading.

January 25, 2017

SB 5194 Prime Sponsor, Senator King: Authorizing, under one license, the sale of spirits, beer, and wine at retail for off-premises consumption. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: Do pass. Signed by Senators Baumgartner, Chair; Braun, Vice Chair; Keiser, Ranking Minority Member; King; Rossi; Saldaña and Wilson.

Passed to Committee on Ways & Means.

January 25, 2017

SB 5251 Prime Sponsor, Senator Takko: Concerning tourism marketing. Reported by Committee on Commerce, Labor & Sports

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Braun, Vice Chair; Keiser, Ranking Minority Member; King; Rossi; Saldaña and Wilson.

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

January 25, 2017

SB 5255 Prime Sponsor, Senator Padden: Concerning seizure and forfeiture reporting. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Ways & Means.

January 25, 2017

SB 5277 Prime Sponsor, Senator Padden: Concerning disqualification of judges. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5277 be substituted therefor, and the substitute bill do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Angel; Darneille; Frockt and Wilson.

Passed to Committee on Rules for second reading.

MOTION

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

MOTION

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

INTRODUCTION AND FIRST READING

SB 5483 by Senator McCoy

AN ACT Relating to ensuring economic development through the provision of telecommunications services to underserved and unserved customers; amending RCW 54.16.005, 54.16.330, 53.08.005, 80.36.530, 80.36.510, 43.330.406, 43.330.418, and 43.330.421; adding a new section to chapter 54.16 RCW; and adding a new section to chapter 80.36 RCW.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5484 by Senators Honeyford and Rolfes

AN ACT Relating to updating the early learning facilities fund program; and amending RCW 43.31.502, 43.31.504, 43.31.506, 43.31.508, 43.31.512, and 43.31.514.

Referred to Committee on Ways & Means.

SB 5485 by Senators Billig and Miloscia

AN ACT Relating to collecting data on hunger in Washington state; adding a new section to chapter 43.70 RCW; and creating a new section.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5486 by Senators Zeiger, Rolfes and Kuderer

AN ACT Relating to eliminating the innovation in supplemental contracts report to the legislature; and amending RCW 28A.400.200.

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

SB 5487 by Senators Zeiger and Rolfes

AN ACT Relating to expanding postretirement options for educators, allowing retired teachers to be employed as mentors; amending RCW 41.32.068; and providing an expiration date.

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

SB 5488 by Senators Zeiger and Rolfes

AN ACT Relating to the transitional bilingual instruction program reporting date; and amending RCW 28A.180.020.

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

SB 5489 by Senators Zeiger and Rolfes

AN ACT Relating to aligning definitions relating to the transitional bilingual instruction program; and reenacting and amending RCW 28A.180.030.

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

SB 5490 by Senators O'Ban, Pedersen and Hunt

AN ACT Relating to notification requirements for the department of social and health services; and amending RCW 26.44.100, 43.20B.430, 43.20B.435, 43.20B.635, and 74.20A.320.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5491 by Senators Hasegawa, King, Hobbs, Conway, Miloscia, Keiser, Takko, Warnick, Wellman and Hawkins

AN ACT Relating to the time period for workers to recover wages under prevailing wage laws; and amending RCW 39.12.015.

Referred to Committee on Commerce, Labor & Sports.

SB 5492 by Senators Conway, Hasegawa, Keiser, Miloscia, Hobbs, Takko and Wellman

AN ACT Relating to adding training on public works and prevailing wage requirements to responsible bidder criteria; and amending RCW 39.04.350.

Referred to Committee on Commerce, Labor & Sports.

SB 5493 by Senators Conway, Hasegawa, Keiser, Miloscia, Hobbs, Takko and Wellman

AN ACT Relating to establishing the prevailing rate of wage based on collective bargaining agreements or other methods if collective bargaining agreements are not available; and amending RCW 39.12.015.

Referred to Committee on Commerce, Labor & Sports.

SB 5494 by Senators Hasegawa, Miloscia, Hobbs, Takko and Wellman

AN ACT Relating to improving compliance with prevailing wage procedures; and amending RCW 39.12.050.

Referred to Committee on Commerce, Labor & Sports.

SB 5495 by Senator Hunt

AN ACT Relating to membership in state retirement plans prior to attaining the normal retirement age in another plan; and amending RCW 41.04.270.

Referred to Committee on Ways & Means.

SB 5496 by Senators Rivers and Mullet

AN ACT Relating to local government infrastructure funding; amending RCW 43.155.010, 43.155.020, 43.155.030, 43.155.040, 43.155.060, 43.155.065, 43.155.068, 43.155.070, and 43.155.075; reenacting and amending RCW 43.155.050; creating a new section; and providing an expiration date.

Referred to Committee on Ways & Means.

SB 5497 by Senators Hunt, Rivers and Kuderer

AN ACT Relating to transparency in underwriting and rating personal insurance; amending RCW 48.18.2901, 48.18.292, 48.18.545, and 48.19.035; adding a new section to chapter 48.18 RCW; and providing an effective date.

Referred to Committee on Financial Institutions & Insurance.

SB 5498 by Senators O'Ban, Darneille, Warnick, Rivers, Billig, Zeiger, Carlyle, Walsh, Mullet and Miloscia

AN ACT Relating to creating the department of children, youth, and families; amending RCW 43.215.030, 43.17.010, 43.17.020, 43.215.020, 43.215.065, 43.215.070, 43.215.200, 43.215.216, 43.215.217, 43.215.218, 43.215.405, 43.215.420, 43.215.495, 43.215.545, 43.215.550, 28A.150.315, 28A.155.065, 28A.210.070, 28A.215.020, 28A.320.191, 28A.400.303, 28A.410.010, 43.41.400, 43.43.837, 43.43.838, 43.88.096, 4.24.595, 13.34.090, 13.34.096, 13.34.110, 13.34.136, 13.34.141, 13.34.180, 13.34.820, 13.38.040, 13.50.100, 13.50.140, 13.60.010, 13.60.040, 13.64.030, 13.64.050, 26.33.020, 26.33.345, 26.44.020, 26.44.030, 26.44.040, 26.44.050, 26.44.063, 26.44.105, 26.44.140, 43.20A.360, 74.04.800, 26.34.030, 26.34.040, 70.02.220, 26.10.135, 26.50.150, 26.50.160, 74.09.510, 74.13.020, 74.13.025, 74.13.031, 74.13.039, 74.13.060, 74.13.062, 74.13.070, 74.13.077, 74.13.1051, 74.13.107, 74.13.335, 74.13.500, 74.13.510, 74.13.515, 74.15.020, 74.15.030, 74.15.060, 74.15.070, 74.15.080, 74.15.120, 74.15.130, 74.15.134, 74.15.140, 74.15.200, 74.15.210, 74.15.230, 74.15.250, 74.15.280, 74.15.311, 74.15.901, 13.32A.030, 13.32A.178, 74.13A.075, 74.13A.005, 74.13A.010, 74.13A.015, 74.13A.025, 74.13A.030, 74.13A.040, 74.13A.045, 74.13A.047, 74.13A.050, 74.13A.055, 74.13A.060, 74.13A.065, 74.13A.070, 74.13A.080, 74.13A.085, 74.13B.005, 74.13B.010, 74.14B.010, 74.14B.050, 74.14B.070, 74.14B.080, 74.14C.005, 74.14C.010, 74.14C.070, 74.14C.090, 13.04.011, 13.04.116, 13.04.145, 13.40.030, 13.40.040, 13.40.045, 13.40.185, 13.40.205, 13.40.210, 13.40.215, 13.40.217, 13.40.220, 13.40.285, 13.40.300, 13.40.310, 13.40.320, 13.40.460, 13.40.462, 13.40.464, 13.40.466, 13.40.468, 13.40.510, 13.40.520, 13.40.540, 13.40.560, 13.40.570, 74.14A.030, 74.14A.040, 72.01.045, 72.01.050, 13.16.100, 72.09.337, 72.05.010, 72.05.020, 72.05.130, 72.05.150, 72.05.154, 72.05.400, 72.05.405, 72.05.415, 72.05.420, 72.05.430, 72.05.435, 72.05.440, 72.05.451, 72.19.010, 72.19.020, 72.19.030, 72.19.040, 72.19.050, 72.19.060, 72.72.030, 72.72.040, 13.06.020, 13.06.030, 13.06.040, 13.06.050, 28A.190.010, 28A.190.020, 28A.190.040, 28A.190.050, 28A.190.060, 71.34.795, 72.01.010, 72.01.210, 72.01.410, 9.96A.060, 9.97.020, 41.06.475, 41.56.030, 41.56.510, 43.20A.090,

70.02.200, 70.02.230, 74.04.060, and 74.34.063; reenacting and amending RCW 42.17A.705, 43.215.010, 43.215.215, 42.56.230, 43.43.832, 13.34.030, 13.36.020, 13.50.010, 74.15.100, 13.36.020, 74.13A.020, 13.04.030, 13.40.020, and 13.40.280; adding a new section to chapter 41.06 RCW; adding a new chapter to Title 43 RCW; creating new sections; recodifying RCW 43.215.010, 43.215.020, 43.215.030, 43.215.050, 43.215.060, 43.215.065, 43.215.070, 43.215.080, 43.215.090, 43.215.099, 43.215.100, 43.215.1001, 43.215.101, 43.215.102, 43.215.103, 43.215.105, 43.215.110, 43.215.120, 43.215.130, 43.215.135, 43.215.1351, 43.215.1352, 43.215.136, 43.215.137, 43.215.140, 43.215.145, 43.215.146, 43.215.147, 43.215.195, 43.215.200, 43.215.201, 43.215.205, 43.215.210, 43.215.215, 43.215.216, 43.215.217, 43.215.218, 43.215.220, 43.215.230, 43.215.240, 43.215.250, 43.215.255, 43.215.260, 43.215.270, 43.215.280, 43.215.290, 43.215.300, 43.215.305, 43.215.307, 43.215.308, 43.215.310, 43.215.320, 43.215.330, 43.215.335, 43.215.340, 43.215.350, 43.215.355, 43.215.360, 43.215.370, 43.215.371, 43.215.400, 43.215.405, 43.215.410, 43.215.415, 43.215.420, 43.215.425, 43.215.430, 43.215.435, 43.215.440, 43.215.445, 43.215.450, 43.215.455, 43.215.456, 43.215.457, 43.215.460, 43.215.470, 43.215.472, 43.215.474, 43.215.476, 43.215.490, 43.215.492, 43.215.495, 43.215.500, 43.215.502, 43.215.505, 43.215.510, 43.215.520, 43.215.525, 43.215.530, 43.215.532, 43.215.535, 43.215.540, 43.215.545, 43.215.550, 43.215.555, 43.215.560, 43.215.562, 43.215.564, 43.215.900, 43.215.901, 43.215.903, 43.215.905, 43.215.908, and 43.215.909; decodifying RCW 13.40.800, 43.215.005, 43.215.125, 43.215.907, 72.05.300, and 74.14B.900; repealing RCW 43.20A.780, 43.20A.850, and 43.215.040; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5499 by Senator Palumbo

AN ACT Relating to promoting a sustainable, local renewable energy industry through modifying renewable energy system tax incentives and providing guidance for renewable energy system component recycling; amending RCW 82.16.120, 82.16.130, 82.08.962, 82.08.963, 82.12.962, and 82.12.963; adding new sections to chapter 82.16 RCW; adding a new chapter to Title 70 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5500 by Senators Honeyford, Zeiger, Schoesler, Wilson, Angel and Hobbs

AN ACT Relating to addressing the accountability, function, and efficiency of the state building code council; and amending RCW 19.27.074, 19.27.095, 19.27A.025, 19.27A.045, and 19.27.070.

Referred to Committee on Local Government.

SB 5501 by Senators Carlyle, Rolfes and Frockt

AN ACT Relating to imposing a surtax on the possession of hazardous substances; amending RCW 82.21.030; providing an effective date; and declaring an emergency.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5502 by Senators Becker, Frockt, Baumgartner, Fain, Rolfes, Rivers, Billig, Zeiger, Darneille and Keiser

AN ACT Relating to modifying Washington state's motion picture and film industries tax credit; amending RCW 82.04.4489 and 43.365.010; adding a new section to chapter 82.04 RCW; creating a new section; and providing an expiration date.

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

SB 5503 by Senator Baumgartner

AN ACT Relating to safety belts on school buses; amending RCW 46.37.510; reenacting and amending RCW 46.61.688; and adding a new section to chapter 46.04 RCW.

Referred to Committee on Transportation.

SB 5504 by Senators Keiser and Bailey

AN ACT Relating to city use of state-owned aquatic lands for a publicly owned marina; and amending RCW 79.105.620.

Referred to Committee on Natural Resources & Parks.

SB 5505 by Senator Zeiger

AN ACT Relating to school district liability for criminal acts committed by their students; and adding a new section to chapter 28A.320 RCW.

Referred to Committee on Law & Justice.

SB 5506 by Senator Zeiger

AN ACT Relating to the transfer of firearms at nonprofit fund-raising activities; and amending RCW 9.41.113.

Referred to Committee on Law & Justice.

SB 5507 by Senators Zeiger, O'Ban, Lias and Fain

AN ACT Relating to the use of automatic renewal provisions in business contracts; and adding a new chapter to Title 19 RCW.

Referred to Committee on Commerce, Labor & Sports.

SB 5508 by Senators Hawkins, Lias, Fortunato, O'Ban, Saldaña, King, Sheldon and Hobbs

AN ACT Relating to two-year registration periods for certain vehicles while maintaining existing annual vehicle registration fee amounts; amending RCW 46.16A.010, 46.16A.020, 46.16A.110, 46.16A.180, 46.17.015, 46.17.025, 46.17.305, 46.17.323, 46.17.350, 46.17.355, 46.17.365, 46.17.375, 46.68.030, 82.44.060, 82.50.460, and 82.80.140; adding a new section to chapter 46.16A RCW; and providing an effective date.

Referred to Committee on Transportation.

SB 5509 by Senators Carlyle and Ranker

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AN ACT Relating to promoting an equitable clean energy economy by creating a carbon tax that allows investment in clean energy, clean air, healthy forests, and Washington's communities; amending RCW 70.235.020; adding a new chapter to Title 70 RCW; adding a new chapter to Title 82 RCW; and creating new sections.

Referred to Committee on Energy, Environment & Telecommunications.

SB 5510 by Senators Keiser and Ranker

AN ACT Relating to assistance with activities of daily living; and amending RCW 18.20.310.

Referred to Committee on Health Care.

SB 5511 by Senator McCoy

AN ACT Relating to tribal-state relations; amending RCW 44.80.020; reenacting and amending RCW 43.88.230 and 44.04.260; and adding a new chapter to Title 44 RCW.

Referred to Committee on State Government.

SB 5512 by Senators Becker, Cleveland and Rivers

AN ACT Relating to placing state hospitals under the licensing authority of the department of health; amending RCW 70.56.010, 70.41.020, 70.41.320, 70.41.330, 70.41.380, and 70.41.120; adding a new section to chapter 72.23 RCW; and prescribing penalties.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5513 by Senators Frockt, Hasegawa, Miloscia, Rolfes, Saldaña, Keiser, Wellman, Conway, Chase, Billig, Kuderer, Hunt and McCoy

AN ACT Relating to increasing tax exemption transparency and accountability; amending RCW 43.06.400, 43.88.030, 43.136.035, 43.136.045, 43.136.055, and 43.136.065; adding new sections to chapter 43.88 RCW; creating new sections; providing an effective date; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5514 by Senators Rivers and Cleveland

AN ACT Relating to rapid health information network data reporting; and adding a new section to chapter 43.70 RCW.

Referred to Committee on Health Care.

SB 5515 by Senator Warnick

AN ACT Relating to encouraging job creation and retention in rural economies through the transparent and accountable provision of targeted tax relief for silicon smelters; amending RCW 82.12.022; adding a new section to chapter 82.16 RCW; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.32 RCW; creating a new section; providing an expiration date; and providing a contingent expiration date.

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

SB 5516 by Senators Rivers, Keiser, Conway, Becker and Sheldon

AN ACT Relating to obtaining required clinical experience for licensed practical nurses who complete a nontraditional registered nurse program; and repealing RCW 18.79.380.

Referred to Committee on Health Care.

SB 5517 by Senators Wilson, Rivers, Cleveland, Hobbs, King, Sheldon, Miloscia and Brown

AN ACT Relating to rail dependent uses for purposes of the growth management act and related development regulations; amending RCW 36.70A.030, 36.70A.060, 36.70A.070, and 36.70A.108; and creating a new section.

Referred to Committee on Local Government.

SB 5518 by Senators Miloscia, Cleveland, Keiser and O'Ban

AN ACT Relating to fair reimbursement for chiropractic services; amending RCW 48.43.190; creating a new section; and providing an effective date.

Referred to Committee on Health Care.

SB 5519 by Senators Kuderer, Darneille, Hasegawa, Hunt, Saldaña and Keiser

AN ACT Relating to the revision of exclusive adult jurisdiction; amending RCW 13.40.110; and reenacting and amending RCW 13.04.030.

Referred to Committee on Human Services, Mental Health & Housing.

SB 5520 by Senators Kuderer, McCoy, Chase, Saldaña, Keiser, Hunt, Rolfes and Frockt

AN ACT Relating to minimum terms for closure or conversion notices for mobile home parks and manufactured housing communities; amending RCW 59.20.060, 59.20.080, 59.21.030, and 59.20.073; creating a new section; and declaring an emergency.

Referred to Committee on Financial Institutions & Insurance.

SB 5521 by Senators Kuderer, Pedersen, Frockt, Hasegawa, Liias and Cleveland

AN ACT Relating to examinations under oath when a person claims a loss under an insurance contract; and amending RCW 48.18.460.

Referred to Committee on Financial Institutions & Insurance.

MOTION

On motion of Senator Fain, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 5484 which was designated to the Committee on Early Learning & K-12 Education and referred to the Committee on Ways & Means and Senate Bill No. 5512 which was designated to the Committee on Health Care and referred to the Committee on Human Services, Mental Health & Housing.

MOTION

At 1202 p.m., on motion of Senator Fain, the Senate
adjourned until 12:00 o'clock noon Friday, January 27, 2017.

HUNTER G. GOODMAN, Secretary of the Senate

CYRUS HABIB, President of the Senate

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