

SIXTY SEVENTH LEGISLATURE - REGULAR SESSION

FIFTY SECOND DAY

House Chamber, Olympia, Wednesday, March 3, 2021

The House was called to order at 9:00 a.m. by the Speaker (Representative Orwall presiding). The Clerk called the roll and a quorum was present.

The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Tana Senn, 41st Legislative District.

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

There being no objection, the House advanced to the third order of business.

MESSAGE FROM THE SENATE

March 2, 2021

Mme. SPEAKER:

The Senate has passed:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5022,
 SECOND SUBSTITUTE SENATE BILL NO. 5045,
 SENATE BILL NO. 5063,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5097,
 SENATE BILL NO. 5133,
 SECOND SUBSTITUTE SENATE BILL NO. 5241,
 SUBSTITUTE SENATE BILL NO. 5254,
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5287,
 SUBSTITUTE SENATE BILL NO. 5342,
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5377,
 SENATE BILL NO. 5385,
 ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5399,
 SUBSTITUTE SENATE BILL NO. 5401,
 SUBSTITUTE SENATE BILL NO. 5406,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5408,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5441,
 SENATE JOINT MEMORIAL NO. 8004,

and the same are herewith transmitted.

Brad Hendrickson, Secretary

There being no objection, the House advanced to the fourth order of business.

INTRODUCTION & FIRST READING

E2SSB 5036 by Senate Committee on Ways & Means (originally sponsored by Dhingra, Carlyle,

Darneille, Das, Hasegawa, Mullet, Nguyen, Pedersen, Stanford, Wellman, Wilson and C.)

AN ACT Relating to the release of incarcerated individuals from total confinement prior to the expiration of a sentence; amending RCW 9.94A.501, 9.94A.565, 9.94A.633, 9.94A.728, and 9.94A.880; reenacting and amending RCW 9.94A.885; adding a new section to chapter 9.94A RCW; creating a new section; and providing an expiration date.

Referred to Committee on Appropriations.

SB 5054 by Senators Padden, Frockt, Conway, McCune and Short

AN ACT Relating to impaired driving; amending RCW 46.61.502, 46.61.5055, 46.61.5055, 46.61.504, and 9.94A.525; prescribing penalties; providing and effective date; and providing an expiration date.

Referred to Committee on Appropriations.

E2SSB 5071 by Senate Committee on Ways & Means (originally sponsored by Dhingra, Darneille, Das, Hunt, Kuderer, Nguyen, Wilson and C.)

AN ACT Relating to creating transition teams to assist specified persons under civil commitment; amending RCW 10.77.150, 71.05.320, 71.05.320, 10.77.060, 70.02.230, 70.02.240, 71.24.035, 10.77.010, 71.05.740, 71.24.035, and 71.24.045; amending 2020 c 302 s 110 (uncodified); reenacting and amending RCW 71.05.020, 71.05.020, 71.05.020, and 71.05.020; adding a new section to chapter 10.77 RCW; adding a new section to chapter 71.24 RCW; creating new sections; providing effective dates; providing a contingent effective date; and providing expiration dates.

Referred to Committee on Appropriations.

E2SSB 5141 by Senate Committee on Ways & Means (originally sponsored by Saldaña, Lovelett, Carlyle, Das, Frockt, Hasegawa, Hunt, Keiser, Kuderer, Liias, Nobles, Pedersen, Rolfes, Stanford, Wilson and C.)

AN ACT Relating to reducing environmental and health disparities and improving the health of all Washington state residents by implementing the recommendations of the environmental justice task force; adding new sections to chapter 43.70 RCW; adding a new section to chapter 43.21A RCW; adding a new section to chapter 43.23 RCW; adding a new

section to chapter 43.30 RCW; adding a new section to chapter 43.31 RCW; adding a new section to chapter 47.01 RCW; adding a new section to chapter 90.71 RCW; and adding a new chapter to Title 70A RCW.

Referred to Committee on Appropriations.

ESB 5164 by Senators Darneille, Das, Kuderer, Hasegawa, Liias, Saldaña, Salomon, Wilson and C.

AN ACT Relating to resentencing of individuals sentenced as a persistent offender due to a robbery in the second degree conviction; creating a new section; and providing an expiration date.

Referred to Committee on Public Safety.

E2SSB 5259 by Senate Committee on Ways & Means (originally sponsored by Nobles, Carlyle, Darneille, Das, Dhingra, Frockt, Hasegawa, Hunt, Keiser, Kuderer, Liias, Lovelett, Nguyen, Pedersen, Randall, Robinson, Saldaña, Stanford, Wellman, Wilson and C.)

AN ACT Relating to requiring reporting, collecting, and publishing information regarding law enforcement interactions with the communities they serve; adding a new chapter to Title 10 RCW; and providing an expiration date.

Referred to Committee on Appropriations.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the sixth order of business.

SECOND READING

The House resumed consideration of SECOND SUBSTITUTE HOUSE BILL NO. 1186 on second reading.

Representative Goodman moved the adoption of amendment (234):

On page 2, line 17, after "served" insert ", and no less than 15 weeks of total confinement served including time spent in detention prior to sentencing or the entry of a dispositional order"

On page 2, line 23, after "community." insert "The department's determination described under this subsection must include consideration of the person's behavior while in confinement and any disciplinary considerations."

On page 3, line 14, after "(b)" insert "Persons who will be transferred to the

department of corrections, who are in the custody of the department of corrections, or who are under the supervision of the department of corrections;

(c) "

Renumber the remaining subsection consecutively and correct any internal references accordingly.

On page 12, line 32, after "programming." insert "The department's determination described under this subsection must include consideration of the person's behavior while in confinement and any disciplinary considerations."

On page 12, line 35, after "confinement" insert "and no less than 15 weeks of total confinement including time spent in detention prior to sentencing or the entry of a dispositional order"

On page 13, line 20, after "(ii)" insert "Persons who will be transferred to the department of corrections, who are in the custody of the department of corrections, or who are under the supervision of the department of corrections;

(iii) "

Renumber the remaining subsection consecutively and correct any internal references accordingly.

Representatives Goodman and Klippert spoke in favor of the adoption of the amendment.

Amendment (234) was adopted.

Representative Graham moved the adoption of amendment (285):

On page 3, line 14, after "(b)" insert "Persons who were adjudicated or convicted of the crime of murder in the first or second degree;

(c) Persons who meet the definition of a "persistent offender" as defined under RCW 9.94A.030;

(d) "

Renumber the remaining subsection consecutively and correct any internal references accordingly.

On page 13, line 20, after "(ii)" insert "Persons who were adjudicated or convicted of the crime of murder in the first or second degree;

(iii) Persons who meet the definition of a "persistent offender" as defined under RCW 9.94A.030;

(iv) "

Renumber the remaining subsection consecutively and correct any internal references accordingly.

Representatives Graham, Senn and Walsh spoke in favor of the adoption of the amendment.

Representative Goodman spoke against the adoption of the amendment.

MOTION

On motion of Representative Griffey, Representative Volz was excused.

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of amendment (285) and the amendment was adopted by the following vote: Yeas: 59; Nays: 38; Absent: 0; Excused: 1

Voting yea: Representatives Barkis, Berg, Boehnke, Bronoske, Caldier, Chambers, Chandler, Chapman, Chase, Cody, Corry, Dent, Duerr, Dufault, Dye, Eslick, Fey, Fitzgibbon, Gilday, Goehner, Graham, Griffey, Harris, Hoff, Jacobsen, Jinkins, Klicker, Klippert, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Orwall, Paul, Robertson, Rude, Rule, Schmick, Sells, Senn, Shewmake, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Vick, Walsh, Wilcox, Wylie, Ybarra, and Young

Voting nay: Representatives Abbarno, Bateman, Bergquist, Berry, Callan, Chopp, Davis, Dolan, Entenman, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, Johnson, J., Kirby, Kloba, Macri, Morgan, Ormsby, Ortiz-Self, Peterson, Pollet, Ramel, Ramos, Riccelli, Ryu, Santos, Simmons, Slatter, Springer, Taylor, Thai, Tharinger, Valdez, Walen, and Wicks

Excused: Representative Volz

Representative Klippert moved the adoption of amendment (282):

On page 3, line 19, after "confinement" insert ", not to exceed 12 months,"

On page 5, line 26, after "confinement" insert ", not to exceed 12 months,"

Representative Klippert spoke in favor of the adoption of the amendment.

Representative Senn spoke against the adoption of the amendment.

Amendment (282) was not adopted.

Representative Harris-Talley moved the adoption of amendment (278):

On page 3, line 25, after "location;" strike "and"

On page 3, line 29, after "reentry" insert "; and

(d) The department of children, youth, and families prioritizes the delivery of available programming from individuals who share characteristics with the individual being served related to: Race; ethnicity; sexual identity; and gender identity"

On page 19, after line 35, insert the following:

"NEW SECTION. Sec. 10. (1) The Washington partnership council on juvenile justice shall convene stakeholders to develop recommendations regarding improving outcomes for individuals exiting a juvenile detention facility or institution, with a focus on:

(a) Increasing community involvement before and after the individual's exit from a juvenile detention facility or institution;

(b) Geographic barriers or inequities in re-entry related services; and

(c) Re-entry related service gaps that should be addressed.

(2) The Washington partnership council on juvenile justice shall include, at a minimum, the following stakeholders in the requirements included in this section:

(a) Two individuals who were confined in a juvenile detention facility or institution;

(b) A family member of an individual who was confined in a juvenile detention facility or institution;

(c) A representative of the department of children, youth, and families;

(d) A representative of the Washington association of prosecuting attorneys;

(e) A representative of the Washington association of sheriffs and police chiefs;

(f) A representative of a statewide organization representing criminal defense attorneys;

(g) A representative of a statewide organization representing public defenders;

(h) A representative of a statewide organization providing legal services to youth;

(i) A representative from the office of the superintendent of public instruction;

(j) A representative from the state board for community and technical colleges;

(k) A representative from the Washington student achievement council; and

(l) Two representatives from service providers that assist individuals when exiting from a juvenile detention facility or institution by providing mentoring or other community involvement opportunities to that individual.

(3)(a) By November 1, 2021, and in compliance with RCW 43.01.036, the Washington partnership council on juvenile justice shall submit an initial set of recommendations to the appropriate committees of the legislature and the governor related to improving outcomes for individuals exiting a juvenile detention facility or institution as required under this section.

(b) By September 1, 2022, the Washington partnership council on juvenile justice shall submit a final report to the appropriate committees of the legislature and the governor that describes the recommendations related to improving outcomes for individuals exiting a juvenile detention facility or institution as required under this section.

(4) The following definitions apply to this section:

(a) "Detention facility" means:

(i) Any detention facility as defined under RCW 13.40.020; and

(ii) Any juvenile correctional facility under alternative administration operated under a consortium of counties under RCW 13.04.035.

(b) "Institution" has the same meaning as in RCW 13.40.020.

(5) This section expires on January 1, 2023."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Representative Harris-Talley spoke in favor of the adoption of the amendment.

Representative Dent spoke against the adoption of the amendment.

Amendment (278) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman, Harris-Talley, Sutherland, Graham and Senn spoke in favor of the passage of the bill.

Representatives Dent, Klippert and Young spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1186.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1186, and the bill passed the House by the following vote: Yeas, 61; Nays, 36; Absent, 0; Excused, 1.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chapman, Chase, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Griffey, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Steele, Stokesbary, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representative Volz.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1186, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1301, by Representatives Fitzgibbon, Hackney, Valdez and Macri

Providing expanded options for fare enforcement by regional transit authorities.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1301 was substituted for House Bill No. 1301 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1301 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fitzgibbon and Barkis spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1301.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1301, and the bill passed the House by the following vote: Yeas, 96; Nays, 1; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Caldier, Callan, Chambers, Chandler, Chapman, Chase, Chopp, Cody, Corry, Davis, Dent, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Graham, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, McEntire, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Rule, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Walsh, Wicks, Wilcox, Wylie, Ybarra and Mme. Speaker.

Voting nay: Representative Young.

Excused: Representative Volz.

SUBSTITUTE HOUSE BILL NO. 1301, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1446, by Representative Fey

Prohibiting a utility from being assessed a penalty for not meeting its biennial acquisition target for cost-effective conservation in special circumstances outside the utility's control.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1446 was substituted for House Bill No. 1446 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1446 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Fey, Dye and Ybarra spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1446.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1446, and the bill passed the House by the following vote: Yeas, 93; Nays, 4; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Boehnke, Bronoske, Caldier, Callan, Chambers, Chandler, Chapman, Chase, Chopp, Cody, Corry, Davis, Dent, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Gilday, Goehner, Goodman, Graham, Gregerson, Griffey, Hackney, Hansen, Harris, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Maycumber, McCaslin, McEntire, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Rule, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Walsh, Wicks, Wilcox, Wylie, Ybarra, Young and Mme. Speaker.

Voting nay: Representatives Berry, Frame, Harris-Talley and Macri.

Excused: Representative Volz.

SUBSTITUTE HOUSE BILL NO. 1446, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1207, by Representatives Ramel, Boehnke, Lekanoff, Lovick, Ortiz-Self, Eslick, Bergquist and Leavitt

Improving access to department of licensing issued documents by extending the issuance period of driver licenses and identicards to eight years, allowing online issuance and renewal of instruction permits, and expanding online renewal of driver licenses and identicards.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1207 was substituted for House Bill No. 1207 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1207 was read the second time.

Representative Sutherland moved the adoption of amendment (283):

On page 2, line 23, after "hundred" strike "thirty-six" and insert "fifteen"

On page 5, line 11, after "~~((fifty-four))~~" strike "seventy-two" and insert "sixty-five"

On page 9, at the beginning of line 14, strike "seventy-two" and insert "sixty-five"

On page 11, line 25, after "~~((forty-five))~~" strike "seventy-two" and insert "sixty-five"

On page 14, line 2, after "~~((twenty-four))~~" strike "thirty-two" and insert "twenty-five"

On page 15, line 1, after "~~((thirty))~~" strike "forty" and insert "thirty-five"

Representative Sutherland spoke in favor of the adoption of the amendment.

Representative Fey spoke against the adoption of the amendment.

Amendment (283) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ramel and Barkis spoke in favor of the passage of the bill.

Representative Robertson spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1207.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1207, and the bill passed the House by the following vote: Yeas, 81; Nays, 16; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Callan, Chambers, Chapman, Chopp, Cody, Davis, Dent, Dolan,

Duerr, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rude, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wilcox, Wylie, Ybarra and Mme. Speaker.

Voting nay: Representatives Caldier, Chandler, Chase, Corry, Dufault, Dye, Graham, Kraft, McCaslin, McEntire, Robertson, Schmick, Sutherland, Vick, Walsh and Young.

Excused: Representative Volz.

SUBSTITUTE HOUSE BILL NO. 1207, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1453, by Representatives Bergquist, Volz, Valdez, Lekanoff, Shewmake, Sutherland and Riccelli

Concerning voters' pamphlets.

The bill was read the second time.

Representative Walsh moved the adoption of amendment (105):

On page 6, line 7, beginning with "(a)" strike all material through "herself;"

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 6, beginning on line 12, beginning with "(a)" strike all material through "opponent;" on line 13

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 6, beginning on line 19, beginning with "(a)" strike all material through "opponents;" on line 20

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 10, beginning on line 34, beginning with "(A)" strike all material through "opponent;" on line 35

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Walsh and Valdez spoke in favor of the adoption of the amendment.

Amendment (105) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Bergquist and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 1453.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 1453, and the bill passed the House by the following vote: Yeas, 90; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Caldier, Callan, Chambers, Chapman, Chopp, Cody, Davis, Dent, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Graham, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McEntire, Morgan, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Rule, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Walsh, Wicks, Wilcox, Wylie, Ybarra and Mme. Speaker.

Voting nay: Representatives Chandler, Chase, Corry, Kraft, McCaslin, Orcutt and Young.

Excused: Representative Volz.

ENGROSSED HOUSE BILL NO. 1453, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1521, by Representatives Entenman, Sullivan, Callan, Jacobsen, Taylor, Stokesbary, Gregerson and Ormsby

Supporting warehousing and manufacturing job centers.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1521 was substituted for House Bill No. 1521 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1521 was read the second time.

Representative Entenman moved the adoption of amendment (335):

On page 2, after line 24, insert the following:

"NEW SECTION. Sec. 4. 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 July 1, 2021."

Correct the title.

Representative Entenman spoke in favor of the adoption of the amendment.

Amendment (335) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Entenman, Orcutt and Sullivan spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1521.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1521, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Abbarno, Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Caldier, Callan, Chambers, Chandler, Chapman, Chase, Chopp, Cody, Corry, Davis, Dent, Dolan, Duerr, Dufault, Dye, Entenman, Eslick, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Graham, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, Jacobsen, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kraft, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, McCaslin, McEntire, Morgan, Mosbrucker, Orcutt, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Rule, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Walsh, Wicks, Wilcox, Wylie, Ybarra, Young and Mme. Speaker.

Excused: Representative Volz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1521, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Orwall presiding) called upon Representative Lovick to preside.

HOUSE BILL NO. 1113, by Representatives Ortiz-Self, Kloba and Pollet

Concerning school attendance.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1113 was substituted for House Bill No. 1113 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1113 was read the second time.

Representative Harris-Talley moved the adoption of amendment (339):

On page 1, after line 6, insert the following:

"NEW SECTION. **Sec. 1.** (1) The legislature acknowledges that student absences from school can be an indicator that the academic and social-emotional needs of the students are not being met in the public school or classroom or through the school culture or climate. Student absences can also signal to educators that families may need additional information and assistance in supporting student learning within the home.

(2) The legislature finds that as research and public awareness grows about the impact of school climate and culture on the academic and social-emotional experiences of students, the systems of public education must shift away from enforcing punitive, compliance-focused policies and toward enabling constructive, student-centered practices. The legislature further finds that a student-centered system of public education serves the individual needs of students with strong family engagement and through integrated supports provided by the state, public schools, and the greater community.

(3) Therefore, the legislature intends to refocus the attendance policies and practices of the public education system to emphasize individualized student and family supports that are culturally responsive, evidence-informed, and show promising practice for integrating multiple systems of support to effectively improve consistent student attendance at school and family engagement in student learning.

NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.225 RCW to read as follows:

The office of the superintendent of public instruction shall develop and publish best practice guidance to eliminate or reduce student absences and to otherwise implement the requirements of this chapter. The guidance must focus on student and family engagement, be based in restorative justice practices, and emphasize integration of student and family support systems. The guidance must be developed in consultation with the educational opportunity gap oversight and accountability committee and updated periodically."

Re-number the remaining sections consecutively and correct any internal references accordingly.

On page 2, line 31, after "child's" strike "fifth" and insert "seventh"

On page 2, line 31, after "absence" insert "within any month"

On page 3, after line 2, insert the following:

"**Sec. 3.** RCW 28A.225.030 and 2017 c 291 s 6 are each amended to read as follows:

(1) If a child under the age of seventeen is required to attend school under RCW 28A.225.010 and if the actions taken by a school district under RCW 28A.225.020 are not successful in substantially reducing an enrolled student's absences from public school, (~~(not later than the)~~) after the child's seventh unexcused absence ((by a child)) within any month during the current school year (~~(or)~~) and not later than the ((tenth)) 15th unexcused absence during the current school year the school district shall file a petition and supporting affidavit for a civil action with the juvenile court alleging a violation of RCW 28A.225.010: (a) By the parent; (b) by the child; or (c) by the parent and the child. The petition must include a list of all interventions that have been attempted as set forth in RCW 28A.225.020, include a copy of any previous truancy assessment completed by the child's current school district, the history of approved best practices intervention or research-based intervention previously provided to the child by the child's current school district, and a copy of the most recent truancy information document provided to

the parent, pursuant to RCW 28A.225.005. Except as provided in this subsection, no additional documents need be filed with the petition. Nothing in this subsection requires court jurisdiction to terminate when a child turns seventeen or precludes a school district from filing a petition for a child that is seventeen years of age.

(2) The district shall not later than the (~~five~~) seventh unexcused absence in a month:

(a) Enter into an agreement with a student and parent that establishes school attendance requirements;

(b) Refer a student to a community truancy board as defined in RCW 28A.225.025. The community truancy board shall enter into an agreement with the student and parent that establishes school attendance requirements and take other appropriate actions to reduce the child's absences; or

(c) File a petition under subsection (1) of this section.

(3) The petition may be filed by a school district employee who is not an attorney.

(4) If the school district fails to file a petition under this section, the parent of a child with (~~five~~) seven or more unexcused absences in any month during the current school year or upon the (~~ten~~) 15th unexcused absence during the current school year may file a petition with the juvenile court alleging a violation of RCW 28A.225.010.

(5) Petitions filed under this section may be served by certified mail, return receipt requested. If such service is unsuccessful, or the return receipt is not signed by the addressee, personal service is required.

Sec. 4. RCW 28A.225.151 and 2017 c 291 s 7 are each amended to read as follows:

(1) As required under subsection (2) of this section, the office of superintendent of public instruction shall collect and school districts shall submit student-level truancy data in order to allow a better understanding of actions taken under RCW 28A.225.030. The office shall prepare an annual report to the legislature by December 15th of each year.

(2) The reports under subsection (1) of this section shall include, disaggregated by student group:

(a) The number of enrolled students and the number of unexcused absences;

(b) The number of enrolled students with (~~ten~~) 15 or more unexcused absences in a school year or (~~five~~) seven or more unexcused absences in a month during a school year;

(c) A description of any programs or schools developed to serve students who have had (~~five~~) seven or more unexcused absences in a month or (~~ten~~) 15 in a year including information about the number of students in the program or school and the number of unexcused absences of students during and after participation in the program. The school district shall also describe any placements in an approved private nonsectarian school or program or certified program under a court order under RCW 28A.225.090;

(d) The number of petitions filed by a school district with the juvenile court and, beginning in the 2018-19 school year, whether the petition results in:

(i) Referral to a community truancy board;

(ii) Other coordinated means of intervention;

(iii) A hearing in the juvenile court; or

(iv) Other less restrictive disposition (e.g., change of placement, home school, alternative learning experience, residential treatment); and

(e) Each instance of imposition of detention for failure to comply with a court order under RCW 28A.225.090, with a statement of the reasons for each instance of detention.

(3) A report required under this section shall not disclose the name or other identification of a child or parent.

(4) The K-12 data governance group shall develop the data protocols and guidance for school districts in the collection of data to provide a clearer understanding of actions taken under RCW 28A.225.030."

Renumber the remaining sections consecutively and correct any internal references accordingly.

On page 3, line 9, after "child's" strike "fifth" and insert "seventh"

On page 3, line 28, after "than the" strike "fifth" and insert "~~((fifth))~~ seventh"

On page 4, line 2, after "with" strike "five" and insert "~~((five))~~ seven"

On page 4, line 24, after "year or" strike "five" and insert "~~((five))~~ seven"

On page 4, line 27, after "had" strike "five" and insert "~~((five))~~ seven"

On page 5, line 36, after "before the" strike "fifth" and insert "~~((fifth))~~ seventh"

Beginning on page 14, line 27, strike all of section 11

ReNUMBER the remaining sections consecutively and correct any internal references accordingly.

On page 19, beginning on line 11, strike all of sections 13, 14, and 15 and insert the following:

NEW SECTION. Sec. 13. Sections 1 through 6 of this act are necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and take effect immediately.

NEW SECTION. Sec. 14. Sections 5 and 6 of this act expire August 1, 2021.

NEW SECTION. Sec. 15. Sections 7 through 15 of this act take effect August 1, 2021."

Correct the title.

Representative Harris-Talley spoke in favor of the adoption of the amendment.

Representative Walsh spoke against the adoption of the amendment.

Amendment (339) was adopted.

Representative Walsh moved the adoption of amendment (277):

On page 3, line 32, after "community" strike "~~((truancy))~~ engagement" and insert "truancy"

On page 3, line 33, after "community" strike "~~((truancy))~~ engagement" and insert "truancy"

On page 4, line 37, after "community" strike "~~((truancy))~~ engagement" and insert "truancy"

On page 5, beginning on line 13, strike all of sections 5 through 14

ReNUMBER the remaining sections consecutively and correct any internal references accordingly.

On page 19, line 17, after "**15.**" strike "Except for section 12 of this act, this" and insert "This"

Correct the title.

Representatives Walsh and Ybarra spoke in favor of the adoption of the amendment.

Representative Santos spoke against the adoption of the amendment.

Amendment (277) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ortiz-Self, Ybarra, Sutherland and Santos spoke in favor of the passage of the bill.

Representatives Walsh, Chase and Walsh (again) spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1113.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1113, and the bill passed the House by the following vote: Yeas, 77; Nays, 20; Absent, 0; Excused, 1.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chapman, Chopp, Cody, Corry, Davis, Dent, Dolan, Duerr, Entenman, Eslick, Fey, Fitzgibbon, Frame, Goehner, Goodman, Gregerson, Griffey, Hackney, Hansen, Harris, Harris-Talley, Hoff, J. Johnson, Kirby, Klicker, Klippert, Kloba, Kretz, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Maycumber, Morgan, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rude, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Sutherland, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wilcox, Wylie, Ybarra, Young and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Chase, Dufault, Dye, Gilday,

Graham, Jacobsen, Kraft, McCaslin, McEntire, Orcutt, Robertson, Schmick, Vick and Walsh.

Excused: Representative Volz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1113, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1189, by Representatives Duerr, Boehnke, Bateman, Sullivan, Fitzgibbon, Walen, Ramel, Springer, Wicks, Slatter, Pollet, Callan and Harris-Talley

Authorizing tax increment financing for local governments. Revised for 1st Substitute: Concerning tax increment financing.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1189 was substituted for House Bill No. 1189 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1189 was read the second time.

Representative Orcutt moved the adoption of amendment (337):

On page 4, line 13, after "(f)" insert "The ordinance must be submitted to the voters at a special or general election and must be approved by a majority of the persons voting. The ballot title shall include the language substantially similar to the following: "shall the local government be authorized to suspend the one percent limit on property tax increases and form a tax increment financing area";

(g) "

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 4, line 15, after "subsection" insert "and approval by the voters as provided in subsection (f) of this subsection"

Representatives Orcutt, Kraft, Orcutt (again) and Klippert spoke in favor of the adoption of the amendment.

Representative Frame spoke against the adoption of the amendment.

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of amendment (337) and the amendment was not adopted by the following vote: Yeas: 45; Nays: 52; Absent: 0; Excused: 1

Voting yea: Representatives Abbarno, Barkis, Boehnke, Bronoske, Caldier, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Griffey, Harris, Hoff, Jacobsen, Johnson, J., Klicker, Klippert, Kraft, Kretz, Leavitt, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Paul, Robertson, Rude, Rule, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra, and Young

Voting nay: Representatives Bateman, Berg, Bergquist, Berry, Callan, Chapman, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, Jinkins, Kirby, Kloba, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Peterson, Pollet, Ramel, Ramos, Riccelli, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, and Wylie

Excused: Representative Volz

Representative Duerr moved the adoption of amendment (203):

On page 4, line 34, after "must" strike "consider" and insert "prepare"

On page 5, line 40, after "review" insert "and consider any comments that the treasurer may provide upon completion of their review of the project analysis as provided under this subsection"

On page 6, from the beginning of line 1 strike all material through "necessary" on line 2 and insert "must complete the review within 90 days of receipt of the project analysis and may consult with other agencies and outside experts as necessary. Upon completing their review, the treasurer must promptly provide to the local government any comments regarding suggested revisions or enhancements to the project analysis that the treasurer deems appropriate based on the requirements in section 2(2)"

Representatives Duerr and Orcutt spoke in favor of the adoption of the amendment.

Amendment (203) was adopted.

Representative Leavitt moved the adoption of amendment (340):

On page 5, line 39, after "must" strike "submit" and insert "":

(a) Hold at least two public briefings for the community solely on the tax increment project that include the description of the increment area, the

public improvements proposed to be financed with the tax allocation revenues, and a detailed estimate of tax revenues for the participating local governments and taxing districts, including the amounts allocated to the increment public improvements. The briefings must be announced at least two weeks prior to the date being held, including publishing in legal newspaper of general circulation and posting information on the local government website and all local government social media sites; and

(b) Submit"

Representatives Leavitt and Orcutt spoke in favor of the adoption of the amendment.

Amendment (340) was adopted.

Representative Orcutt moved the adoption of amendment (193):

On page 10, beginning on line 11, strike all of section 10

On page 11, beginning on line 8, strike all of section 11

Renumber the remaining sections and correct any internal references accordingly.

Correct the title.

Representative Orcutt withdrew amendment (193).

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Duerr and Boehnke spoke in favor of the passage of the bill.

Representative Orcutt spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1189.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1189, and the bill passed the House by the following vote: Yeas, 64; Nays, 33; Absent, 0; Excused, 1.

Voting yea: Representatives Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Callan, Chapman, Chopp, Cody,

Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Gilday, Goehner, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, Hoff, J. Johnson, Kirby, Klippert, Kloba, Lekanoff, Lovick, MacEwen, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Peterson, Pollet, Ramel, Ramos, Riccelli, Robertson, Rude, Ryu, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Vick, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Abbarno, Bronoske, Caldier, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Graham, Griffey, Harris, Jacobsen, Klicker, Kraft, Kretz, Leavitt, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Paul, Rule, Santos, Schmick, Sutherland, Walsh, Wilcox, Ybarra and Young.

Excused: Representative Volz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1189, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1504, by Representatives Chopp, Simmons, Berry, Davis, Valdez, Wylie, J. Johnson, Ryu, Tharinger, Taylor, Goodman, Bergquist, Ramel, Peterson, Senn, Dolan, Ormsby, Duerr, Macri, Kloba, Callan, Morgan, Stonier, Pollet, Riccelli and Thai

Modifying the workforce education investment act.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1504 was substituted for House Bill No. 1504 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1504 was read the second time.

Representative Chopp moved the adoption of amendment (336):

On page 6, line 8, after "~~dollars~~)" strike "\$2,000,000" and insert "\$5,000,000"

Representatives Chopp and Caldier spoke in favor of the adoption of the amendment.

Amendment (336) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Chopp spoke in favor of the passage of the bill.

Representatives Chambers and Caldier spoke against the passage of the bill.

MOTION

On motion of Representative Maycumber, Representative Griffey was excused.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1504.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1504, and the bill passed the House by the following vote: Yeas, 62; Nays, 34; Absent, 0; Excused, 2.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chapman, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goehner, Goodman, Graham, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Klippert, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Mosbrucker, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Ryu, Santos, Schmick, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Calder, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Harris, Hoff, Jacobsen, Klicker, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Orcutt, Robertson, Rude, Rule, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representatives Griffey and Volz.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1504, having received the necessary constitutional majority, was declared passed.

There being no objection, the House deferred action on HOUSE BILL NO. 1017, and the bill held its place on the second reading calendar.

HOUSE BILL NO. 1073, by Representatives Berry, Wicks, Fitzgibbon, Bateman, Tharinger, Simmons, Kloba, Ramel, Ortiz-Self, Goodman, Ryu, Bronoske, Hackney, Chopp, Riccelli, Stonier, Frame, Macri, Davis, Pollet, Bergquist and Harris-Talley

Expanding coverage of the paid family and medical leave program.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1073 was substituted for House Bill No. 1073 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1073 was read the second time.

Representative Hoff moved the adoption of amendment (304):

On page 1, line 17, after "workers" insert "and related costs for any additional grants under RCW 50A.24.010"

On page 3, after line 21, insert the following:

"**Sec. 5.** RCW 50A.24.010 and 2019 c 13 s 36 are each amended to read as follows:

(1) The legislature recognizes that while family leave and medical leave benefit both employees and employers, there may be costs that disproportionately impact small businesses. To equitably balance the risks among employers, the legislature intends to assist small businesses with the costs of an employee's use of family or medical leave.

(2) Employers with one hundred fifty or fewer employees and employers with fifty or fewer employees who are assessed all premiums under RCW 50A.10.030(5)(b) may apply to the department for a grant under this section.

(3)(a) An employer may receive a grant of:

(i) ~~((three))~~ Three thousand dollars if the employer hires a temporary worker to replace an employee on family or medical leave for a period of seven days or more; or

(ii) Six thousand dollars if the employer hires a temporary worker to replace an employee on family or medical leave under section 3 of this act for a period of seven days or more.

(b) For an employee's family or medical leave, an employer may receive a grant of:

(i) ~~((up))~~ Up to one thousand dollars as reimbursement for significant additional wage-related costs due to the employee's leave; or

(ii) Up to two thousand dollars as reimbursement for significant additional wage-related costs due to the employee's leave for those employees on leave under section 3 of this act.

(c) An employer may receive a grant under (a) or (b) of this subsection, but not both, except that an employer who received a grant under (b) of this subsection may receive a grant of the difference between the grant awarded under (b) of this subsection and three

thousand dollars if the employee on leave extended the leave beyond the leave initially planned and the employer hired a temporary worker for the employee on leave.

(4) An employer may apply for a grant no more than ten times per calendar year and no more than once for each employee on leave.

(5) To be eligible for a grant, the employer must provide the department written documentation showing the temporary worker hired or significant wage-related costs incurred are due to an employee's use of family or medical leave.

(6) The department must assess an employer with fewer than fifty employees who receives a grant under this section for all premiums for three years from the date of receipt of a grant.

(7) ~~((The))~~ Except for any grants provided for employees on family or medical leave under section 3 of this act, grants under this section shall be funded from the family and medical leave insurance account.

(8) The commissioner shall adopt rules as necessary to implement this section.

(9) For the purposes of this section, the number of employees must be calculated as provided in RCW 50A.10.030.

(10) An employer who has an approved voluntary plan is not eligible to receive a grant under this section."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Correct the title.

Representative Hoff spoke in favor of the adoption of the amendment.

Representative Bronoske spoke against the adoption of the amendment.

Amendment (304) was not adopted.

Representative Hoff moved the adoption of amendment (305):

On page 1, line 17, after "workers" insert "and related costs for any additional grants under RCW 50A.24.010"

On page 3, after line 21, insert the following:

"Sec. 5. RCW 50A.24.010 and 2019 c 13 s 36 are each amended to read as follows:

(1) The legislature recognizes that while family leave and medical leave benefit both employees and employers, there may be costs that disproportionately impact small businesses. To equitably balance the risks among employers, the legislature intends to assist small businesses with the costs of an employee's use of family or medical leave.

(2) Employers with one hundred fifty or fewer employees and employers with fifty or fewer employees who are assessed all premiums under RCW 50A.10.030(5)(b) may apply to the department for a grant under this section.

(3) (a) An employer may receive a grant of three thousand dollars if the employer hires a temporary worker to replace an employee on family or medical leave for a period of seven days or more.

(b) For an employee's family or medical leave, an employer may receive a grant of up to one thousand dollars as reimbursement for significant additional wage-related costs due to the employee's leave.

(c) An employer may receive a grant under (a) or (b) of this subsection, but not both, except that an employer who received a grant under (b) of this subsection may receive a grant of the difference between the grant awarded under (b) of this subsection and three thousand dollars if the employee on leave extended the leave beyond the leave initially planned and the employer hired a temporary worker for the employee on leave.

(4) An employer may apply for a grant no more than ten times per calendar year and no more than once for each employee on leave.

(5) To be eligible for a grant, the employer must provide the department written documentation showing the temporary worker hired or significant wage-related costs incurred are due to an employee's use of family or medical leave.

(6) The department must assess an employer with fewer than fifty employees who receives a grant under this section for all premiums for three years from the date of receipt of a grant.

(7) ~~((The))~~ Except for any grants provided for employees on family or medical leave under section 3 of this act, grants under this section shall be funded from the family and medical leave insurance account.

(8) The commissioner shall adopt rules as necessary to implement this section.

(9) For the purposes of this section, the number of employees must be calculated as provided in RCW 50A.10.030.

(10) An employer who has an approved voluntary plan is not eligible to receive a grant under this section."

Renumber the remaining sections consecutively and correct any internal references accordingly.

Correct the title.

Representatives Hoff and Sells spoke in favor of the adoption of the amendment.

Amendment (305) was adopted.

Representative Dufault moved the adoption of amendment (293):

On page 3, beginning on line 28, after "Sec. 7." strike all material through "immediately" on line 31 and insert "(1) This act takes effect ninety days following the expiration or termination of Proclamation 20-05, and any subsequent orders extending or amending the proclamation, declaring a state of emergency on February 29, 2020, for all counties in Washington due to COVID-19.

(2) The office of the governor must provide notice of the effective date of this act to affected parties, the chief clerk of the house of representatives, the secretary of the senate, the office of the code reviser, and others as deemed appropriate by the office of the governor"

Correct the title.

POINT OF ORDER

Representative Stonier requested a scope and object ruling on amendment (293).

SPEAKER'S RULING

"The title of the bill is an act relating to expanding coverage of the paid family and medical leave program.

The bill provides temporary alternate eligibility for Paid Family Medical Leave claims.

Amendment 327 ties the effective date of the bill to the expiration of the Governor's proclamation declaring a state of emergency due to the COVID-19 pandemic.

This legislative session over a dozen bills have been filed relating to the emergency powers of the governor and the executive branch. The wisdom or necessity of statutes granting authority to issue emergency orders and the wisdom or necessity of the emergency orders that have been issued pursuant to such statutes are topics separate and distinct from the issue presented in the bill before us – whether to expand coverage of the paid family and medical leave program.

The Speaker therefore finds and rules that the amendment is outside the scope and object of the bill.

The point of order is well taken."

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Berry and Frame spoke in favor of the passage of the bill.

Representatives Hoff and Harris spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1073.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1073, and the bill passed the House by the following vote: Yeas, 56; Nays, 40; Absent, 0; Excused, 2.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Chapman, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representatives Griffey and Volz.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1073, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1287, by Representatives Ramel, Hackney, Bateman, Fitzgibbon, Berry, Goodman, Santos, Kloba, Macri, Bergquist, Ormsby and Pollet

Concerning preparedness for a zero emissions transportation future.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1287 was substituted for House Bill No. 1287 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1287 was read the second time.

With the consent of the House, amendments (327) and (194) were withdrawn.

Representative Barkis moved the adoption of amendment (267):

On page 2, line 15, after "convenience stores" insert ", gas stations,"

On page 4, line 15, after "infrastructure." insert "The department must identify gas stations, convenience stores, and other small retailers that are colocated with existing and known electric vehicle charging infrastructure identified under this subsection."

On page 5, line 15, after "appropriate." insert "To the extent that the mapping and forecasting tool is used by the department as the basis for the identification of recommended future electric vehicle charging sites, the department must consider recommending sites that are colocated with small retailers, including gas stations and convenience stores, and other amenities."

Representatives Barkis and Ramel spoke in favor of the adoption of the amendment.

Amendment (267) was adopted.

Representative Dye moved the adoption of amendment (270):

On page 3, at the beginning of line 8, strike all material through "70A.45.020"

Representative Dye spoke in favor of the adoption of the amendment.

Representative Slatter spoke against the adoption of the amendment.

Amendment (270) was not adopted.

Representative Ramel moved the adoption of amendment (242):

On page 4, beginning on line 15, after "infrastructure" strike all material through "infrastructure" on line 18

On page 4, line 32, after "each" strike "county's" and insert "utility service area's"

On page 4, line 33, after "each" strike "county's" and insert "utility service area's"

On page 6, beginning on line 15, after "(e)" strike all material through "(f)" on line 22

Reletter the remaining subsection consecutively and correct any internal references accordingly.

On page 8, line 16, after "plan" strike "supports and"

On page 8, line 17, after "(i)" strike "(A)"

On page 8, beginning on line 19, after "area," strike all material through "70A.45.020" on line 24 and insert "including anticipated levels of zero emissions vehicle use in the utility's service area provided in section 2 of this act, if feasible"

On page 10, line 8, after "(e)" strike "Supports and accounts" and insert "Accounts"

On page 10, line 9, after "(i)" strike "(A)"

On page 10, beginning on line 11, after "area," strike all material through "70A.45.020" on line 16 and insert "including anticipated levels of zero emissions vehicle use in the utility's service area provided in section 2 of this act, if feasible"

Representatives Ramel and Barkis spoke in favor of the adoption of the amendment.

Amendment (242) was adopted.

Representative Barkis moved the adoption of amendment (158):

On page 12, after line 15, insert the following:

"**Sec. 5.** RCW 82.44.200 and 2019 c 287 s 15 are each amended to read as follows:

The electric vehicle account is created in the transportation infrastructure account. Proceeds from the principal and interest payments made on loans from the account must be deposited into the account. Expenditures from the account may be used only for the purposes specified in RCW 47.04.350, 82.08.9999, and 82.12.9999, and the support of other transportation electrification and alternative fuel related purposes, including section 2 of this act. Moneys in the account may be spent only after appropriation."

Correct the title.

Representatives Barkis and Fey spoke in favor of the adoption of the amendment.

Amendment (158) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ramel, Barkis and Fey spoke in favor of the passage of the bill.

Representatives Dye, Young and McEntire spoke against the passage of the bill.

The Speaker (Representative Lovick presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1287.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1287, and the bill passed the House by the following vote: Yeas, 65; Nays, 31; Absent, 0; Excused, 2.

Voting yea: Representatives Barkis, Bateman, Berg, Bergquist, Berry, Boehnke, Bronoske, Callan, Chapman, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, MacEwen, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Steele, Stokesbary, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wilcox, Wylie, Ybarra and Mme. Speaker.

Voting nay: Representatives Abbarno, Caldier, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Sutherland, Vick, Walsh and Young.

Excused: Representatives Griffey and Volz.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1287, having received the necessary constitutional majority, was declared passed.

The Speaker assumed the chair.

HOUSE BILL NO. 1267, by Representatives Entenman, Hackney, Senn, Dolan, Leavitt, Berry, Fitzgibbon, Valdez, Simmons, Ramel, Ortiz-Self, Ramos, Chopp, Davis, Thai, Bergquist, Peterson, Kloba, Callan, Lekanoff, Macri, Goodman, Gregerson, J. Johnson, Lovick, Slatter, Ryu, Berg, Harris-Talley, Sells, Tharinger, Orwall, Pollet, Santos and Ormsby

Concerning investigation of potential criminal conduct arising from police use of force, including custodial injuries, and other officer-involved incidents.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1267 was substituted for House Bill No. 1267 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1267 was read the second time.

With the consent of the House, amendment (295) was withdrawn.

Representative Entenman moved the adoption of amendment (263):

On page 2, line 27, after "(5)" insert "'In-custody" refers to a person who is under the physical control of a general authority Washington law enforcement agency or a limited authority Washington law enforcement agency as defined in RCW 10.93.020 or a city, county, or regional adult or juvenile institution, correctional, jail, holding, or detention facility as defined in RCW 70.48.020, 72.09.015, or 13.40.020.

(6) "

Re-number the remaining subsections consecutively and correct any internal references accordingly.

On page 4, beginning on line 1, after "2022," strike all material through "chapter" on line 2 and insert "including any incident involving use of deadly force by an involved officer against or upon a person who is in-custody or out-of-custody"

On page 5, beginning on line 32, after "for" strike all material through "agency" on line 34 and insert "involved agencies to notify the office of any

incident under the jurisdiction of the office, which must include direction to agencies as to what incidents of force and injuries and other circumstances must be reported to the office, including the timing of such reports, provided that any incident involving substantial bodily harm, great bodily harm, or death is reported to the office immediately in accordance with section 402 of this act"

On page 12, line 12, after "2022" insert ", including any incident involving use of deadly force by an involved officer against or upon a person who is in-custody or out-of-custody"

On page 16, beginning on line 20, beginning with "under" strike all material through "agency" on line 21 and insert "by an involved officer in accordance with the requirements under section 304 of this act and"

On page 20, beginning on line 30, after "limited to" strike all material through "and" on line 31 and insert "other types of in-custody deaths not involving use of force but otherwise involving criminal acts committed by involved officers as well as"

Representative Entenman spoke in favor of the adoption of the amendment.

Representative Mosbrucker spoke against the adoption of the amendment.

Amendment (263) was adopted.

Representative Klippert moved the adoption of amendment (269):

On page 9, line 7, after "racial" strike "equity" and insert "equality"

Representative Klippert spoke in favor of the adoption of the amendment.

Representative Santos spoke against the adoption of the amendment.

Amendment (269) was not adopted.

Representative Klippert moved the adoption of striking amendment (276):

Strike everything after the enacting clause and insert the following:

"PART I

FINDINGS AND INTENT

NEW SECTION. **Sec. 101.** (1) The legislature finds that independent investigations into the use of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm are a necessary component to repairing and building public trust in the public service of law enforcement.

(2) The legislature further finds that the current practice for independent investigations enables the perception that such investigations are not fully independent and objective.

(3) The legislature further finds that it is necessary to establish a new state law enforcement agency with the sole purpose of conducting independent investigations into the use of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm as required by RCW 10.114.011.

(4) The legislature recognizes that it is necessary to make incremental improvements to the existing system of independent investigations while a new state law enforcement agency is formed and becomes operational.

PART II

CREATING A COMPLETELY INDEPENDENT DEADLY FORCE INVESTIGATIONS AGENCY

NEW SECTION. **Sec. 201.** A new section is added to chapter 10.114 RCW to read as follows:

(1) There is hereby created a department of state government known as the Washington deadly force investigations agency.

(2) The sole purpose of the agency is to conduct completely independent investigations into the use of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm as required by RCW 10.114.011 and in compliance with rules adopted by the criminal justice training commission pursuant to RCW 10.114.011.

(3) The agency shall be a limited authority Washington law enforcement agency, as defined in RCW 10.93.020, for the sole purpose of, and authority in, conducting completely independent criminal investigations into the use of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm as required by RCW 10.114.011.

NEW SECTION. Sec. 202. A new section is added to chapter 10.114 RCW to read as follows:

The Washington deadly force investigations agency shall be governed by a board, which shall consist of the following:

- (1) Two sheriffs appointed by the governor;
- (2) Two police chiefs appointed by the governor;
- (3) The chief of the Washington state patrol;
- (4) One prosecuting attorney appointed by the governor;
- (5) One person employed in a city law enforcement agency with experience conducting homicide investigations appointed by the governor;
- (6) One person employed in a county law enforcement agency with experience conducting homicide investigations appointed by the governor;
- (7) The executive director of the commission on African American affairs;
- (8) The executive director of the commission on Asian Pacific American affairs;
- (9) The executive director of the commission on Hispanic affairs;
- (10) The executive director of the governor's office of Indian affairs;
- (11) One person representing families of individuals against whom a Washington peace officer used deadly force appointed by the governor;
- (12) Two members of the general public appointed by the governor; and
- (13) The executive director of the criminal justice training commission, who shall be an ex officio nonvoting member.

NEW SECTION. Sec. 203. A new section is added to chapter 10.114 RCW to read as follows:

- (1) All members appointed to the board described in section 202 of this act by the governor shall be appointed for terms of six years, such terms to commence on July 1st, and expire on June 30th: PROVIDED, That of the members first appointed, three shall be appointed for two-year terms, three shall be appointed for four-year terms, and three shall be

appointed for six-year terms: PROVIDED FURTHER, That the terms of the two members appointed as police chiefs shall not expire in the same year, nor shall the terms of the two members appointed as sheriffs expire in the same year. Any member chosen to fill a vacancy created otherwise than by expiration of term shall be appointed for the unexpired term of the member he or she is to succeed. Any member may be reappointed for additional terms.

- (2) Any member of the board appointed pursuant to section 202 of this act by virtue of his or her elected or appointed position shall immediately, upon the termination of his or her holding of said office or employment, cease to be a member of the board.

NEW SECTION. Sec. 204. A new section is added to chapter 10.114 RCW to read as follows:

- (1) The board described in section 202 of this act shall elect a chair and a vice chair from among its members. Eight members of the board shall constitute a quorum. The governor shall summon the board to its first meeting. Meetings may be called by the chair and shall be called by him or her upon the written request of four members.

- (2) Members of the board shall be compensated in accordance with RCW 43.03.240, and shall be reimbursed for their travel expenses incurred in the performance of their duties in accordance with RCW 43.03.050 and 43.03.060. Attendance at meetings of the Washington deadly force investigations agency shall be deemed performance by a member of the duties of his or her employment.

NEW SECTION. Sec. 205. A new section is added to chapter 10.114 RCW to read as follows:

The board described in section 202 of this act must:

- (1) Select and employ an executive director to oversee the implementation of the purpose of the Washington deadly force investigations agency.

- (2) Establish policies as it deems necessary pursuant to the purpose of the agency.

- (3) Designate specific personnel positions as limited authority Washington peace officers for the sole purpose of conducting completely independent investigations into the use

of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm as required by RCW 10.114.011.

(4) Adopt policies and procedures to ensure that actions of the board and board members are isolated from bias and political influence.

(5) Adopt policies and procedures to ensure that it can properly oversee the activities of the agency and the executive director without involving itself or any board member in any investigation conducted by the agency pursuant to its purpose.

(6) Adopt policies and procedures to ensure the complete independence of the agency and all agency employees in the execution of their assigned duties including, but not limited to, prohibiting the provision of mutual aid or mutual law enforcement assistance pursuant to chapter 10.93 RCW.

(7) Ensure that employees of the agency are sufficiently trained and properly equipped to carry out their assigned duties.

(8) Ensure that the agency is capable of dispatching an independent investigative team to any scene anywhere in the state 24 hours a day, 365 days a year whenever a Washington peace officer is alleged to have used deadly force that results in death, substantial bodily harm, or great bodily harm to conduct the independent investigation as required by RCW 10.114.011.

NEW SECTION. Sec. 206. A new section is added to chapter 10.114 RCW to read as follows:

Employees of the Washington deadly force investigations agency assigned by the executive director to positions designated by the board described in section 202 of this act as limited authority Washington peace officers:

(1) Must be certified Washington peace officers in good standing;

(2) Are explicitly prohibited from taking any law enforcement action other than conducting completely independent investigations into the use of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm as required by RCW 10.114.011; and

(3) Are explicitly prohibited from simultaneously being employed by, being commissioned by, having any business relationship with, or occupying any position or role in, any other law enforcement or corrections agency.

PART III

INCREMENTAL IMPROVEMENTS

NEW SECTION. Sec. 301. A new section is added to chapter 10.114 RCW to read as follows:

(1) A law enforcement agency conducting an independent investigation into the use of deadly force by a peace officer that results in death, substantial bodily harm, or great bodily harm as required by RCW 10.114.011 must, at the conclusion of the investigation, submit to the prosecuting attorney its certification, signed under penalty of perjury by all members of the independent investigations team, that the investigation was:

(a) Completely independent of the agency whose peace officer was involved in the use of deadly force; and

(b) In compliance with the rules adopted by the criminal justice training commission pursuant to RCW 10.114.011 by listing each substantive provision of the applicable rules adopted by the commission and indicating whether the independent investigation complied with the provision or did not comply with the provision, or that the provision was not applicable.

(2) Any peace officer who knowingly falsifies or provides misleading information on a certification required by this section, or knowingly signs a certification required by this section that contains false or misleading information, is deemed to have violated his or her duty to be truthful and honest in the conduct of his or her official business pursuant to RCW 43.101.021, and is deemed to have committed disqualifying misconduct for the purposes of revocation of peace officer certification pursuant to RCW 43.101.105.

(3) The requirements of this section are intended solely for the guidance of prosecutors in the state of Washington, and are not intended, do not, and may not be relied upon to create a right or benefit, substantive or procedural, enforceable at law by a party in litigation with the state.

PART IV**MISCELLANEOUS PROVISIONS**

NEW SECTION. **Sec. 401.** A new section is added to chapter 10.114 RCW to read as follows:

The legislature hereby declares that, except as required by federal consent decree, federal settlement agreement, or federal court order, any provision of any local regulation, ordinance, collective bargaining agreement, memorandum of understanding, policy, or practice that hinders or prevents a completely independent investigation as required by RCW 10.114.011 is hereby null and void.

NEW SECTION. **Sec. 402.** A new section is added to chapter 41.56 RCW to read as follows:

Notwithstanding any provisions of this chapter, the provisions of this act and the implementation thereof do not constitute personnel matters, working conditions, or any other change that require collective bargaining.

NEW SECTION. **Sec. 403.** To the extent that any provision of this act conflicts with any local regulation, ordinance, collective bargaining agreement, memorandum of understanding, policy, or practice, the provisions of this act shall prevail and the conflicting provision shall be null and void.

NEW SECTION. **Sec. 404.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

Sec. 405. RCW 10.93.020 and 2006 c 284 s 16 are each amended to read as follows:

As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "General authority Washington law enforcement agency" means any agency, department, or division of a municipal corporation, political subdivision, or other unit of local government of this state, and any agency, department, or division of state government, having as its primary function the detection and apprehension of persons committing infractions or violating the traffic or criminal laws in general, as distinguished from a limited authority Washington law enforcement agency, and

any other unit of government expressly designated by statute as a general authority Washington law enforcement agency. The Washington state patrol and the department of fish and wildlife are general authority Washington law enforcement agencies.

(2) "Limited authority Washington law enforcement agency" means any agency, political subdivision, or unit of local government of this state, and any agency, department, or division of state government, having as one of its functions the apprehension or detection of persons committing infractions or violating the traffic or criminal laws relating to limited subject areas, including but not limited to, the state departments of natural resources and social and health services, the state gambling commission, the state lottery commission, the state parks and recreation commission, the state utilities and transportation commission, the state liquor (~~control~~) and cannabis board, the office of the insurance commissioner, the Washington deadly force investigations agency created in section 201 of this act, and the state department of corrections.

(3) "General authority Washington peace officer" means any full-time, fully compensated and elected, appointed, or employed officer of a general authority Washington law enforcement agency who is commissioned to enforce the criminal laws of the state of Washington generally.

(4) "Limited authority Washington peace officer" means any full-time, fully compensated officer of a limited authority Washington law enforcement agency empowered by that agency to detect or apprehend violators of the laws in some or all of the limited subject areas for which that agency is responsible. A limited authority Washington peace officer may be a specially commissioned Washington peace officer if otherwise qualified for such status under this chapter.

(5) "Specially commissioned Washington peace officer", for the purposes of this chapter, means any officer, whether part-time or full-time, compensated or not, commissioned by a general authority Washington law enforcement agency to enforce some or all of the criminal laws of the state of Washington, who does not qualify under this chapter as a general authority Washington peace officer for that commissioning agency, specifically

including reserve peace officers, and specially commissioned full-time, fully compensated peace officers duly commissioned by the states of Oregon or Idaho or any such peace officer commissioned by a unit of local government of Oregon or Idaho. A reserve peace officer is an individual who is an officer of a Washington law enforcement agency who does not serve such agency on a full-time basis but who, when called by the agency into active service, is fully commissioned on the same basis as full-time peace officers to enforce the criminal laws of the state.

(6) "Federal peace officer" means any employee or agent of the United States government who has the authority to carry firearms and make warrantless arrests and whose duties involve the enforcement of criminal laws of the United States.

(7) "Agency with primary territorial jurisdiction" means a city or town police agency which has responsibility for police activity within its boundaries; or a county police or sheriff's department which has responsibility with regard to police activity in the unincorporated areas within the county boundaries; or a statutorily authorized port district police agency or four-year state college or university police agency which has responsibility for police activity within the statutorily authorized enforcement boundaries of the port district, state college, or university.

(8) "Primary commissioning agency" means (a) the employing agency in the case of a general authority Washington peace officer, a limited authority Washington peace officer, an Indian tribal peace officer, or a federal peace officer, and (b) the commissioning agency in the case of a specially commissioned Washington peace officer (i) who is performing functions within the course and scope of the special commission and (ii) who is not also a general authority Washington peace officer, a limited authority Washington peace officer, an Indian tribal peace officer, or a federal peace officer.

(9) "Primary function of an agency" means that function to which greater than fifty percent of the agency's resources are allocated.

(10) "Mutual law enforcement assistance" includes, but is not limited to, one or more law enforcement agencies aiding or assisting one or more other

such agencies through loans or exchanges of personnel or of material resources, for law enforcement purposes.

NEW SECTION. **Sec. 406.** If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2021, in the omnibus appropriations act, this act is null and void."

Correct the title.

Representative Klippert spoke in favor of the adoption of the striking amendment.

Representative Goodman spoke against the adoption of the striking amendment.

Striking amendment (276) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Entenman and Hackney spoke in favor of the passage of the bill.

Representatives Mosbrucker and Klippert spoke against the passage of the bill.

The Speaker stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1267.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1267, and the bill passed the House by the following vote: Yeas, 57; Nays, 39; Absent, 0; Excused, 2.

Voting yea: Representatives Abbarno, Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mme. Speaker.

Voting nay: Representatives Barkis, Boehnke, Caldier, Chambers, Chandler, Chapman, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representatives Griffey and Volz.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1267, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1220, by Representatives Peterson, Macri, Bateman, Ryu, Lekanoff, Fitzgibbon, Kloba, Davis, Lovick, Santos, Ortiz-Self, Simmons, Berg, Hackney, Chopp, Tharinger and Frame

Supporting emergency shelters and housing through local planning and development regulations.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1220 was substituted for House Bill No. 1220 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1220 was read the second time.

With the consent of the House, amendment (328) was withdrawn.

Representative Goehner moved the adoption of amendment (281):

On page 11, line 17, after "city" strike "may not prohibit" and insert "should consider"

On page 11, beginning on line 20, after "allowed." strike "This requirement does not preclude a code city from implementing" and insert "A code city may implement"

On page 11, line 24, after "zones." insert "A code city may prohibit emergency housing, permanent supportive housing, or indoor emergency shelters if there are safety or health concerns. A code city may restrict placement of such housing close to elementary schools, child care centers, or cannabis or liquor stores."

On page 11, line 27, after "city" strike "may not prohibit" and insert "should consider"

On page 11, at the beginning of line 30, strike "This requirement does not preclude a city from implementing" and insert "A city may implement"

On page 11, line 33, after "zones." insert "A city may prohibit emergency housing, permanent supportive housing, or indoor emergency shelters if there are safety or health concerns. A city may restrict placement of such housing close to elementary schools, child care centers, or cannabis or liquor stores."

Representative Goehner spoke in favor of the adoption of the amendment.

Representative Pollet spoke against the adoption of the amendment.

Amendment (281) was not adopted.

Representative Peterson moved the adoption of amendment (284):

On page 11, line 19, after "commercial," strike "mixed use, or form-based" and insert "or mixed use"

On page 11, line 20, after "allowed." insert "Emergency housing, permanent supportive housing, and short-term transitional or therapeutic housing, including, but not limited to, domestic violence shelters, homes for foster or other youth or young adults at risk of homelessness, or residential therapeutic services, shall be permitted by a code city at the same occupancy levels as short-term rentals permitted in the residential zone."

On page 11, line 24, after "in" strike "other zones" and insert "all zones. For purposes of this section, "short-term rental" means lodging advertised or regularly offered for overnight or daily use in exchange for compensation for periods of one month or less."

On page 11, line 28, after "commercial," insert "or"

On page 11, line 29, after "mixed use" strike ", or form-based"

On page 11, at the beginning of line 30, insert "Emergency housing, permanent supportive housing, and short-term transitional or therapeutic housing, including, but not limited to, domestic violence shelters, homes for foster or other youth or young adults at risk of homelessness, or residential therapeutic services, shall be permitted by a city at the same occupancy levels as short-term rentals permitted in the residential zone."

On page 11, line 33, after "in" strike "other zones" and insert "all zones. For purposes of this section, "short-term rental" means lodging advertised or regularly offered for overnight or daily use in exchange for compensation for periods of one month or less."

Representative Peterson spoke in favor of the adoption of the amendment.

Representative Goehner spoke against the adoption of the amendment.

Amendment (284) was adopted.

Representative Abbarno moved the adoption of amendment (268):

On page 11, line 24, after "zones." insert "A code city may adopt ordinances to control or provide alternative options for wastewater discharge from emergency shelters that include tent encampments or vehicles in which people are living to prevent pollution of community drinking water sources, critical aquifers, or waterways. A code city may prohibit such emergency shelters if adequate onsite provisions for wastewater discharge have not been made."

On page 11, line 33, after "zones." insert "A city may adopt ordinances to control or provide alternative options for wastewater discharge from emergency shelters that include tent encampments or vehicles in which people are living to prevent pollution of community drinking water sources, critical aquifers, or waterways. A code city may prohibit such emergency shelters if adequate onsite provisions for wastewater discharge have not been made."

Representatives Abbarno, Barkis and Harris spoke in favor of the adoption of the amendment.

Representative Peterson spoke against the adoption of the amendment.

An electronic roll call was requested.

ROLL CALL

The Clerk called the roll on the adoption of amendment (268) and the amendment was not adopted by the following vote: Yeas: 41; Nays: 55; Absent: 0; Excused: 2

Voting yea: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Chapman, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Rule, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra, and Young

Voting nay: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, Jinkins, Johnson, J., Kirby,

Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, and Wylie

Excused: Representatives Griffey, and Volz

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Peterson and Macri spoke in favor of the passage of the bill.

Representatives Goehner, Barkis, Eslick, Abbarno and Orcutt spoke against the passage of the bill.

The Speaker stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1220.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1220, and the bill passed the House by the following vote: Yeas, 57; Nays, 39; Absent, 0; Excused, 2.

Voting yea: Representatives Bateman, Berg, Bergquist, Berry, Bronoske, Callan, Chapman, Chopp, Cody, Davis, Dolan, Duerr, Entenman, Fey, Fitzgibbon, Frame, Goodman, Gregerson, Hackney, Hansen, Harris-Talley, J. Johnson, Kirby, Kloba, Leavitt, Lekanoff, Lovick, Macri, Morgan, Ormsby, Ortiz-Self, Orwall, Paul, Peterson, Pollet, Ramel, Ramos, Riccelli, Rule, Ryu, Santos, Sells, Senn, Shewmake, Simmons, Slatter, Springer, Stonier, Sullivan, Taylor, Thai, Tharinger, Valdez, Walen, Wicks, Wylie and Mne. Speaker.

Voting nay: Representatives Abbarno, Barkis, Boehnke, Caldier, Chambers, Chandler, Chase, Corry, Dent, Dufault, Dye, Eslick, Gilday, Goehner, Graham, Harris, Hoff, Jacobsen, Klicker, Klippert, Kraft, Kretz, MacEwen, Maycumber, McCaslin, McEntire, Mosbrucker, Orcutt, Robertson, Rude, Schmick, Steele, Stokesbary, Sutherland, Vick, Walsh, Wilcox, Ybarra and Young.

Excused: Representatives Griffey and Volz.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1220, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eighth order of business.

MOTION

There being no objection, the Committee on Finance was relieved of HOUSE BILL NO. 1514, and the bill was referred to the Committee on Rules.

There being no objection, the House adjourned until 9:00 a.m., March 4, 2021, the 53rd Legislative Day of the Regular Session.

LAURIE JINKINS, Speaker

BERNARD DEAN, Chief Clerk

1017	Other Action	13	Third Reading Final Passage	7	
1073	Second Reading	13	1504	Second Reading	12
1073-S2	Second Reading	13	1504-S2	Second Reading	12
	Amendment Offered	13, 14, 15		Amendment Offered	12
	Third Reading Final Passage	15		Third Reading Final Passage	13
1113	Second Reading	8	1514	Other Action	24
1113-S	Second Reading	8	1521	Second Reading	7
	Amendment Offered	8, 10	1521-S	Second Reading	7
	Third Reading Final Passage	11		Amendment Offered	7
1186-S2	Amendment Offered	2, 3		Third Reading Final Passage	7
	Third Reading Final Passage	4	5022-S2	Messages	1
	Other Action	2	5036-S2	Introduction & 1st Reading	1
1189	Second Reading	11	5045-S2	Messages	1
1189-S	Second Reading	11	5054	Introduction & 1st Reading	1
	Amendment Offered	11, 12	5063	Messages	1
	Third Reading Final Passage	12	5071-S2	Introduction & 1st Reading	1
1207	Second Reading	5	5097-S	Messages	1
1207-S	Second Reading	6	5133	Messages	1
	Amendment Offered	6	5141-S2	Introduction & 1st Reading	1
	Third Reading Final Passage	6	5164	Introduction & 1st Reading	2
1220	Second Reading	23	5241-S2	Messages	1
1220-S2	Second Reading	23	5254-S	Messages	1
	Amendment Offered	23, 24	5259-S2	Introduction & 1st Reading	2
	Third Reading Final Passage	24	5287-S2	Messages	1
1267	Second Reading	17	5342-S	Messages	1
1267-S	Second Reading	17	5377-S2	Messages	1
	Amendment Offered	17, 18	5385	Messages	1
	Third Reading Final Passage	23	5399-S2	Messages	1
1287	Second Reading	15	5401-S	Messages	1
1287-S2	Second Reading	16	5406-S	Messages	1
	Amendment Offered	16	5408-S	Messages	1
	Third Reading Final Passage	17	5441-S	Messages	1
1301	Second Reading	5	8004	Messages	1
1301-S	Second Reading	5			
	Third Reading Final Passage	5			
1446	Second Reading	5			
1446-S	Second Reading	5			
	Third Reading Final Passage	5			
1453	Second Reading	6			
	Amendment Offered	6			

HOUSE OF REPRESENTATIVES (Speaker Lovick
presiding)

Point of Order
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