

NINETEENTH DAY, JANUARY 29, 2021

2021 REGULAR SESSION

NINETEENTH DAY

AFTERNOON SESSION

Senate Chamber, Olympia
Friday, January 29, 2021

The Senate was called to order at 12:31 p.m. by the President of the Senate, Lt. Governor Heck presiding. No roll call was taken.

MOTIONS

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

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

REPORTS OF STANDING COMMITTEES

January 28, 2021

SB 5021 Prime Sponsor, Senator Hunt: Concerning the effect of expenditure reduction efforts on retirement benefits for public employees, including those participating in the shared work program. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Capital; Robinson, Vice Chair, Operating & Revenue; Carlyle; Conway; Darneille; Dhingra; Hasegawa; Hunt; Keiser; Lias; Mullet; Pedersen; Van De Wege and Wellman.

MINORITY recommendation: Do not pass. Signed by Senators Wilson, L., Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Schoesler, Assistant Ranking Member, Capital; Braun and Wagoner.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Gildon; Muzzall; Rivers and Warnick.

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5025 Prime Sponsor, Senator Rolfes: Concerning the consumer protection improvement act. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5025 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

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

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5035 Prime Sponsor, Senator Dhingra: Concerning offender scoring of drug offenses. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5035 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5038 Prime Sponsor, Senator Kuderer: Prohibiting the open carry of certain weapons at public demonstrations and the state capitol. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5038 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5054 Prime Sponsor, Senator Padden: Concerning impaired driving. Reported by Committee on Law & Justice

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

Referred to Committee on Ways & Means.

January 28, 2021

SB 5058 Prime Sponsor, Senator Rolfes: Making technical changes to certain natural resources-related accounts. Reported by Committee on Agriculture, Water, Natural Resources & Parks

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5059 Prime Sponsor, Senator McCune: Concerning protecting state and federal monuments, memorials, and statues from damage intentionally inflicted during the course of unpeaceful demonstrations or riots. Reported by Committee on

Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5059 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Padden, Ranking Member; McCune, Assistant Ranking Member; Darneille; Holy; Kuderer; Salomon and Wagoner.

MINORITY recommendation: Do not pass. Signed by Senator Dhingra, Vice Chair.

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5078 Prime Sponsor, Senator Liias: Addressing firearm safety measures to increase public safety. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5078 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5089 Prime Sponsor, Senator Kuderer: Concerning peace officer hiring and certification. Reported by Committee on Law & Justice

MAJORITY recommendation: That Substitute Senate Bill No. 5089 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Kuderer and Salomon.

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5106 Prime Sponsor, Senator Liias: Concerning municipal access to local financial services. Reported by Committee on Business, Financial Services & Trade

MAJORITY recommendation: Do pass. Signed by Senators Dozier, Ranking Member; Mullet, Chair; Hasegawa, Vice Chair; Brown; Frockt and Wilson, L.

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5158 Prime Sponsor, Senator Hawkins: Concerning the utility wildland fire prevention advisory committee. Reported by Committee on Agriculture, Water, Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by

Senators Van De Wege, Chair; Salomon, Vice Chair; Warnick, Ranking Member; Honeyford; Rolfes; Short and Stanford.

Referred to Committee on Ways & Means.

January 28, 2021

SB 5159 Prime Sponsor, Senator Warnick: Concerning payments in lieu of real property taxes by the department of the fish and wildlife. Reported by Committee on Agriculture, Water, Natural Resources & Parks

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

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

Referred to Committee on Ways & Means.

January 29, 2021

SB 5169 Prime Sponsor, Senator Frockt: Concerning provider reimbursement for personal protective equipment during the state of emergency related to COVID-19. Reported by Committee on Health & Long Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 5169 be substituted therefor, and the substitute bill do pass. Signed by Senators Frockt, Vice Chair; Muzzall, Ranking Member; Cleveland, Chair; Conway; Holy; Keiser; Padden; Randall; Rivers; Robinson and Van De Wege.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Wilson, J.

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5175 Prime Sponsor, Senator Nguyen: Concerning the authority of the community economic revitalization board. Reported by Committee on Business, Financial Services & Trade

MAJORITY recommendation: Do pass. Signed by Senators Dozier, Ranking Member; Mullet, Chair; Hasegawa, Vice Chair; Brown; Frockt; Hobbs and Wilson, L.

Referred to Committee on Ways & Means.

January 28, 2021

SB 5177 Prime Sponsor, Senator Cleveland: Eliminating proof of nonmarriage as an element of a sex offense. Reported by Committee on Law & Justice

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

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5185 Prime Sponsor, Senator Pedersen: Concerning capacity to provide informed consent for health care decisions. Reported by Committee on Law & Justice

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MAJORITY recommendation: That Substitute Senate Bill No. 5185 be substituted therefor, and the substitute bill do pass. Signed by Senators Pedersen, Chair; Dhingra, Vice Chair; Darneille; Holy; Kuderer; Salomon and Wagoner.

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

MINORITY recommendation: Do not pass. Signed by Senator McCune, Assistant Ranking Member.

Referred to Committee on Rules for second reading.

January 28, 2021

SB 5211 Prime Sponsor, Senator Frockt: Authorizing tax increment financing for local governments. Reported by Committee on Business, Financial Services & Trade

MAJORITY recommendation: That Substitute Senate Bill No. 5211 be substituted therefor, and the substitute bill do pass. Signed by Senators Dozier, Ranking Member; Mullet, Chair; Hasegawa, Vice Chair; Brown; Frockt and Hobbs.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Wilson, L.

Referred to Committee on Ways & Means.

January 28, 2021

SB 5215 Prime Sponsor, Senator Conway: Increasing the maximum Washington college grant award at independent institutions of higher education. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: Do pass. Signed by Senators Randall, Chair; Nobles, Vice Chair; Holy, Ranking Member and Liias.

Referred to Committee on Ways & Means.

January 28, 2021

SB 5220 Prime Sponsor, Senator Van De Wege: Concerning the taxation of salmon recovery grants by updating the state business and occupation tax deduction for these grants, creating a sales and use tax exemption for grant proceeds received by recipients of these grants, and clarifying the sales and use tax obligations for goods and services purchased by recipients of these grants. Reported by Committee on Agriculture, Water, Natural Resources & Parks

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

Referred to Committee on Ways & Means.

January 28, 2021

SB 5272 Prime Sponsor, Senator Rolfes: Concerning temporarily waiving certain liquor and cannabis board annual licensing fees. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5272 be substituted therefor, and the substitute bill do

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

Referred to Committee on Rules for second reading.

January 29, 2021

SB 5294 Prime Sponsor, Senator Cleveland: Concerning the creation of statewide epidemic preparedness and response guidelines for long-term care facilities. Reported by Committee on Health & Long Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 5294 be substituted therefor, and the substitute bill do pass. Signed by Senators Frockt, Vice Chair; Muzzall, Ranking Member; Cleveland, Chair; Conway; Holy; Keiser; Randall; Robinson; Van De Wege and Wilson, J.

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

Referred to Committee on Ways & Means.

January 28, 2021

SB 5315 Prime Sponsor, Senator Mullet: Concerning captive insurance. Reported by Committee on Business, Financial Services & Trade

MAJORITY recommendation: That Substitute Senate Bill No. 5315 be substituted therefor, and the substitute bill do pass. Signed by Senators Dozier, Ranking Member; Mullet, Chair; Hasegawa, Vice Chair; Brown; Frockt; Hobbs and Wilson, L.

Referred to Committee on Ways & Means.

MOTIONS

On motion of Liias, all measures listed on the Standing Committee report were referred to the committees as designated with the exceptions of Senate Bill No. 5158 and Senate Bill No. 5175 which were designated to the Committee on Rules and referred to the Committee on Ways & Means.

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

INTRODUCTION AND FIRST READING

SB 5378 by Senators Das, Nobles, Hasegawa, Lovelett, Randall, Saldaña, and Wilson, C.

AN ACT Relating to real estate brokers and managing brokers license renewal requirements; and amending RCW 18.85.211.

Referred to Committee on Business, Financial Services & Trade.

SB 5379 by Senator Stanford

AN ACT Relating to enhanced raffle procedures; and amending RCW 9.46.0323.

Referred to Committee on Labor, Commerce & Tribal Affairs.

SB 5380 by Senator Fortunato

AN ACT Relating to approval of building permits; and amending RCW 36.70B.070.

Referred to Committee on Housing & Local Government.

SB 5381 by Senators Hobbs, Fortunato, King and Warnick

AN ACT Relating to fish passage project permit streamlining; and amending RCW 77.55.181, 90.58.147, and 47.85.020.

Referred to Committee on Transportation.

SB 5382 by Senator Fortunato

AN ACT Relating to creating the state elections confidence using rigorous examination act; adding a new section to chapter 29A.08 RCW; and creating a new section.

Referred to Committee on State Government & Elections.

SB 5383 by Senators Wellman, Short, Hunt, King, Lovelett, Nguyen, Randall, Saldaña, Warnick, Wilson, C., and Wilson, L.

AN ACT Relating to authorizing a public utility district to provide retail telecommunications services in unserved areas under certain conditions; amending RCW 54.16.330 and 43.330.538; adding a new section to chapter 42.56 RCW; and creating a new section.

Referred to Committee on Environment, Energy & Technology.

SB 5384 by Senators Warnick, Short, and Wilson, L.

AN ACT Relating to volunteer firefighters; amending RCW 49.12.460 and 41.06.550; creating a new section; and declaring an emergency.

Referred to Committee on Labor, Commerce & Tribal Affairs.

SB 5385 by Senators Keiser, Saldaña and Nguyen

AN ACT Relating to the size of the airport a municipality must control or operate for that municipality to enact minimum labor standards for employees at the airport; and amending RCW 14.08.120.

Referred to Committee on Labor, Commerce & Tribal Affairs.

SB 5386 by Senators Randall, Wellman, Dhingra, Lovelett, Mullet, Nguyen, Robinson, Saldaña, and Wilson, C.

AN ACT Relating to school district elections; amending RCW 28A.535.020, 28A.535.050, 84.52.056, 39.36.020, 28A.530.020, and 28A.315.285; and providing a contingent effective date.

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

SB 5387 by Senators Nguyen, Liias, Billig, Cleveland, Conway, Darneille, Das, Dhingra, Frockt, Hasegawa, Hunt, Keiser, Lovelett, Pedersen, Randall, Robinson, Saldaña, Stanford, Wellman, and Wilson, C.

AN ACT Relating to the working families tax exemption; amending RCW 82.08.0206; creating new sections; and prescribing penalties.

Referred to Committee on Human Services, Reentry & Rehabilitation.

SB 5388 by Senators Saldaña, Keiser, Nguyen, Stanford, and Wilson, C.

AN ACT Relating to social equity within the cannabis industry; amending RCW 43.330.540, 69.50.335, and 69.50.336; providing an expiration date; and declaring an emergency.

Referred to Committee on Labor, Commerce & Tribal Affairs.

SB 5389 by Senators Wellman, Nobles, Hunt, Nguyen, Randall, Saldaña, Stanford, and Wilson C.

AN ACT Relating to teaching endorsements in computer science; adding a new section to chapter 28A.410 RCW; and creating a new section.

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

SB 5390 by Senators Liias, Gildon, Nguyen and Saldaña

AN ACT Relating to increasing housing supply through the growth management act and housing density tax incentives for local governments; amending RCW 36.70A.110, 36.70A.210, and 82.45.060; reenacting and amending RCW 36.70A.070; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Housing & Local Government.

SJR 8204 by Senators Randall, Wellman, Conway, Dhingra, Keiser, Lovelett, Mullet, Nguyen, Pedersen, Robinson, Saldaña, Stanford, and Wilson, C.

Amending the Constitution to allow 55 percent of voters voting to authorize school district bonds.

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

EHB 1049 by Representatives Kirby, Vick, Kloba, Leavitt, Ryu, Morgan, Ramel, Springer and Stokesbary

AN ACT Relating to the off-site delivery of a vehicle by a vehicle dealer licensed under chapter 46.70 RCW; and amending RCW 19.118.031, 63.14.040, 63.14.154, and 46.70.023.

Referred to Committee on Business, Financial Services & Trade.

SHB 1052 by House Committee on Health Care & Wellness (originally sponsored by Bateman, Cody, Kloba and Macri)

AN ACT Relating to group insurance contract performance standards; amending RCW 48.30.140 and 48.30.150; adding a new section to chapter 48.30 RCW; and creating a new section.

Referred to Committee on Health & Long Term Care.

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EHB 1121 by Representatives Santos, Ybarra, Ortiz-Self, Gregerson, Paul, Stonier, Pollet, Bergquist and Harris-Talley

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

AN ACT Relating to the waiver of certain high school graduation requirements in times of emergency; amending RCW 28A.655.250; adding a new section to chapter 28A.230 RCW; creating a new section; and declaring an emergency.

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

EHB 1131 by Representatives Rude and Callan

AN ACT Relating to the emergency waiver of instructional hours and days at private schools; amending RCW 28A.195.040 and 28A.195.010; and declaring an emergency.

MOTIONS

On motion of Senator Liias, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 5381 which was designated to the Committee on Agriculture, Water, Natural Resources & Parks and referred to the Committee on Transportation.

At 12:33 p.m., on motion of Senator Liias, the Senate adjourned until 11:45 a.m. Monday, February 1, 2021.

DENNY HECK, President of the Senate

BRAD HENDRICKSON, Secretary of the Senate

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