

EIGHTY SECOND DAY

NOON SESSION

Senate Chamber, Olympia
Friday, April 5, 2019

The Senate was called to order at 12:02 p.m. by the President Pro Tempore, Senator Keiser presiding. No roll call was taken.

The President called upon the Secretary to read the journal of the preceding day.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

April 3, 2019

SB 5986 Prime Sponsor, Senator Braun: Establishing a tax on vapor and heated tobacco products to fund cancer research and support local public health. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5986 be substituted therefor, and the substitute bill do pass. Signed by Senators Mullet, Capital Budget Cabinet; Braun, Ranking Member; Bailey; Becker; Billig; Carlyle; Conway; Darneille; Hunt; Frockt, Vice Chair, Operating, Capital Lead; Keiser; Palumbo; Pedersen; Van De Wege; Wagoner; Warnick; Liias Rolfes, Chair.

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

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

Referred to Committee on Rules for second reading.

April 4, 2019

SB 5992 Prime Sponsor, Senator Nguyen: Concerning state ferry funding. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5992 be substituted therefor, and the substitute bill do pass. Signed by Senators Saldaña, Vice Chair; Hobbs, Chair; King, Ranking Member; Sheldon, Assistant Ranking Member; Cleveland; Das; Lovelett; Nguyen; Randall; Takko and Wilson, C..

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Fortunato; O'Ban; Padden and Zeiger.

Referred to Committee on Rules for second reading.

April 4, 2019

SHB 1028 Prime Sponsor, Committee on Transportation: Modifying the types of off-road vehicles subject to local government regulation. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Zeiger; Wilson, C.; Takko; Randall; Padden; O'Ban; Nguyen; Fortunato; Cleveland; Sheldon, Assistant Ranking Member; King, Ranking Member; Saldaña, Vice Chair Hobbs, Chair.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Lovelett and Das.

Referred to Committee on Rules for second reading.

April 4, 2019

SHB 1101 Prime Sponsor, Committee on Capital Budget: Concerning state general obligation bonds and related accounts. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Rolfes, Chair; Wagoner; Van De Wege; Pedersen; Palumbo; Liias; Keiser; Hunt; Hasegawa; Darneille; Conway; Billig; Becker; Bailey; Honeyford, Assistant Ranking Member, Capital; Brown, Assistant Ranking Member, Operating; Mullet, Capital Budget Cabinet; Frockt, Vice Chair, Operating, Capital Lead and Warnick.

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

Referred to Committee on Rules for second reading.

April 4, 2019

SHB 1102 Prime Sponsor, Committee on Capital Budget: Concerning the capital budget. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Warnick; Mullet, Capital Budget Cabinet; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Bailey; Becker; Billig; Conway; Darneille; Hasegawa; Hunt; Keiser; Liias; Palumbo; Pedersen; Schoesler; Van De Wege; Wagoner; Frockt, Vice Chair, Operating, Capital Lead Rolfes, Chair.

Referred to Committee on Rules for second reading.

April 3, 2019

SHB 1155 Prime Sponsor, Committee on Appropriations: Concerning meal and rest breaks and mandatory overtime for certain health care employees. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended by Committee on Labor & Commerce. Signed by Senators Billig; Carlyle; Conway; Darneille; Hasegawa; Hunt; Keiser;

Liias; Palumbo; Frockt, Vice Chair, Operating, Capital Lead; Pedersen; Van De Wege Rolfes, Chair.

MINORITY recommendation: Do not pass. Signed by Senators Warnick; Mullet, Capital Budget Cabinet; Braun, Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Bailey; Becker; Rivers; Schoesler and Wagoner.

Referred to Committee on Rules for second reading.

April 3, 2019

SHB 1199 Prime Sponsor, Committee on Appropriations: Concerning health care for working individuals with disabilities. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Warnick; Mullet, Capital Budget Cabinet; Braun, Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Bailey; Becker; Billig; Carlyle; Frockt, Vice Chair, Operating, Capital Lead; Conway; Hunt; Keiser; Liias; Palumbo; Pedersen; Rivers; Schoesler; Wagoner; Hasegawa Rolfes, Chair.

Referred to Committee on Rules for second reading.

April 4, 2019

ESHB 1325 Prime Sponsor, Committee on Transportation: Regulating personal delivery devices. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Zeiger; Wilson, C.; Takko; Randall; Padden; O'Ban; Nguyen; Lovelett; Fortunato; Das; Cleveland; Sheldon, Assistant Ranking Member; King, Ranking Member; Saldaña, Vice Chair Hobbs, Chair.

Referred to Committee on Rules for second reading.

April 3, 2019

EHB 1354 Prime Sponsor, Representative Walen: Providing that scan-down allowances on food and beverages intended for human and pet consumption are bona fide discounts for purposes of the business and occupation tax. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Warnick; Mullet, Capital Budget Cabinet; Braun, Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Bailey; Becker; Billig; Carlyle; Frockt, Vice Chair, Operating, Capital Lead; Conway; Hunt; Keiser; Liias; Palumbo; Pedersen; Rivers; Schoesler; Wagoner; Hasegawa Rolfes, Chair.

Referred to Committee on Rules for second reading.

April 4, 2019

SHB 1436 Prime Sponsor, Committee on Transportation: Concerning snow bikes. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Hobbs, Chair; Saldaña, Vice Chair; King, Ranking Member; Sheldon, Assistant Ranking Member;

Cleveland; Das; Fortunato; Lovelett; Nguyen; O'Ban; Padden; Randall; Takko; Wilson, C. and Zeiger.

Referred to Committee on Rules for second reading.

April 4, 2019

ESHB 1504 Prime Sponsor, Committee on Public Safety: Concerning impaired driving. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Rolfes, Chair; Frockt, Vice Chair, Operating, Capital Lead; Braun, Ranking Member; Brown, Assistant Ranking Member, Operating; Honeyford, Assistant Ranking Member, Capital; Bailey; Becker; Carlyle; Darneille; Hunt; Palumbo; Pedersen; Schoesler; Van De Wege; Wagoner and Warnick.

Referred to Committee on Transportation.

April 3, 2019

SHB 1661 Prime Sponsor, Committee on Appropriations: Concerning the higher education retirement plans. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass as amended. Signed by Senators Rolfes, Chair; Warnick; Wagoner; Van De Wege; Schoesler; Rivers; Pedersen; Palumbo; Liias; Keiser; Hasegawa; Darneille; Conway; Carlyle; Billig; Honeyford, Assistant Ranking Member, Capital; Mullet, Capital Budget Cabinet; Brown, Assistant Ranking Member, Operating; Frockt, Vice Chair, Operating, Capital Lead and Hunt.

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

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Braun, Ranking Member and Bailey.

Referred to Committee on Rules for second reading.

April 3, 2019

HB 1688 Prime Sponsor, Representative Morgan: Concerning resident student status as applied to veterans. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Warnick; Rivers; Pedersen; Palumbo; Liias; Keiser; Hunt; Hasegawa; Conway; Schoesler; Carlyle; Becker; Bailey; Honeyford, Assistant Ranking Member, Capital; Brown, Assistant Ranking Member, Operating; Braun, Ranking Member; Mullet, Capital Budget Cabinet; Frockt, Vice Chair, Operating, Capital Lead; Rolfes, Chair; Billig and Wagoner.

Referred to Committee on Rules for second reading.

April 3, 2019

2SHB 1713 Prime Sponsor, Committee on Appropriations: Improving law enforcement response to missing and murdered Native American women. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by

EIGHTY SECOND DAY, APRIL 5, 2019

2019 REGULAR SESSION

Senators Rolfes, Chair; Wagoner; Schoesler; Rivers; Pedersen; Palumbo; Liias; Keiser; Hunt; Warnick; Hasegawa; Carlyle; Billig; Becker; Bailey; Brown, Assistant Ranking Member, Operating; Braun, Ranking Member; Mullet, Capital Budget Cabinet; Frockt, Vice Chair, Operating, Capital Lead and Conway.

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

Referred to Committee on Rules for second reading.

April 4, 2019

EHB 1846 Prime Sponsor, Representative Paul: Making a technical correction for the disposition of off-road vehicle moneys. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Saldaña, Vice Chair; King, Ranking Member; Sheldon, Assistant Ranking Member; Cleveland; Das; Fortunato; Lovelett; Nguyen; O'Ban; Padden; Randall; Takko; Wilson, C. and Zeiger.

Referred to Committee on Rules for second reading.

April 3, 2019

HB 1913 Prime Sponsor, Representative Doglio: Concerning the presumption of occupational disease for purposes of workers' compensation by adding medical conditions to the presumption, extending the presumption to certain publicly employed firefighters and investigators and law enforcement, addressing the qualifying medical examination, and creating an advisory committee. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Warnick; Wagoner; Van De Wege; Schoesler; Rivers; Pedersen; Palumbo; Liias; Keiser; Hunt; Hasegawa; Conway; Carlyle; Billig; Becker; Bailey; Brown, Assistant Ranking Member, Operating; Mullet, Capital Budget Cabinet Frockt, Vice Chair, Operating, Capital Lead.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Braun, Ranking Member Honeyford, Assistant Ranking Member, Capital.

Referred to Committee on Rules for second reading.

April 4, 2019

EHB 2067 Prime Sponsor, Representative Davis: Prohibiting the disclosure of certain individual vehicle and vessel owner information of those participating in the address confidentiality program. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Zeiger; Wilson, C.; Takko; Randall; Padden; O'Ban; Nguyen; Lovelett; Fortunato; Das; Cleveland; Sheldon, Assistant Ranking Member; King, Ranking Member; Saldaña, Vice Chair Hobbs, Chair.

Referred to Committee on Rules for second reading.

April 3, 2019

HB 2119 Prime Sponsor, Representative Morris: Concerning the distribution of moneys derived from certain state forestlands.

Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Rolfes, Chair; Wagoner; Van De Wege; Schoesler; Pedersen; Palumbo; Liias; Hunt; Hasegawa; Darneille; Conway; Carlyle; Billig; Braun, Ranking Member; Mullet, Capital Budget Cabinet; Frockt, Vice Chair, Operating, Capital Lead and Keiser.

MINORITY recommendation: Do not pass. Signed by Senators Becker; Bailey; Honeyford, Assistant Ranking Member, Capital; Brown, Assistant Ranking Member, Operating; Rivers and Warnick.

Referred to Committee on Rules for second reading.

MOTION

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

MOTION

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

MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENTS

April 3, 2019

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

CHARLES CLARK, appointed April 1, 2019, for the term ending January 1, 2075, as a Director of the Department of Financial Institutions - Agency Head.

Sincerely,

JAY INSLEE, Governor

Referred to Committee on Financial Institutions, Economic Development & Trade as Senate Gubernatorial Appointment No. 9287.

April 3, 2019

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

SHERER HOLTER, appointed April 1, 2019, for the term ending January 4, 2021, as Member of the Personnel Resources Board.

Sincerely,

JAY INSLEE, Governor

Referred to Committee on Labor & Commerce as Senate Gubernatorial Appointment No. 9288.

April 3, 2019

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

FRED JARRETT, appointed April 15, 2019, for the term

ending December 31, 2023, as Member of the Public Disclosure Commission.

Sincerely,

JAY INSLEE, Governor

Referred to Committee on State Government, Tribal Relations & Elections as Senate Gubernatorial Appointment No. 9289.

MOTION

On motion of Senator Liias, all appointees listed on the Gubernatorial Appointments report were referred to the committees as designated.

MESSAGE FROM OTHER STATE OFFICERS

Financial Management, Office of – *“Single Audit Report for Fiscal Year ending June 30, 2018”*, pursuant to 43.88.160 RCW;

Social & Health Services, Department of - *“Forensic Admissions and Evaluations - Performance Targets 2018 Third Quarter (July 1, 2018 - September 30, 2018)”*, pursuant to 10.77.068 RCW; *“Timeliness of Services Related to Competency to Proceed or Stand Trial - 2018 Annual Report (October 2017 - September 2018)”*, pursuant to 10.77.068 RCW; *“Workfirst Spening Plan Monitoring Report, 2nd Quarter State Fiscal Year 2019, as of December 31, 2018”*, pursuant to 74.08A.341 RCW.

The reports listed were submitted to the Secretary of the Senate and made available online by the Office of the Secretary.

PERSONAL PRIVILEGE

Senator Fortunato: “Today we have guests from my town of Wilkeson. We have Mayor Jeff Sellers and his bride Debbie. We have Councilmember Bambi Thawsh and Councilmember Mark Zumba and other constituents. Stand up.”

President Pro Tempore Keiser: “Senator, you don’t get to direct the gallery.”

Senator Fortunato: “Yes, Madam President. Regretfully, I have to say this visit is not just to come and visit at the capitol. This visit today is to come to present an unpaid invoice of \$56,000 from 1927 for the stone, the sandstone that our capitol is built from. And regretfully Madam President, this invoice and the contract attached to it, has a 5% interest clause. That means that the state of Washington owes the town of Wilkeson \$5,583,000.43, which amounts to be somewhere in the vicinity of \$11,000 per person for every person that lives in Wilkeson. Now should this, should the treasurer not be able to pay this invoice, I believe the mayor and some of his constituents have come with hammer and chisels to repossess today. So, I just pray Madam President, that the treasurer can hold up the obligation of the state of Washington today because I do not want the building to start tilting should some stones be removed.”

President Pro Tempore Keiser: “Senator Fortunato, perhaps you should have posed a budget resolution, a budget proviso, yesterday.

Senator Fortunato: “Well, it should have been included in the budget from 1927 and rolled in there with interest, so I’m hoping it is somewhere in the vault.”

MOTION

At 12:06 p.m., on motion of Senator Liias, the Senate adjourned until 10:00 o’clock a.m. Monday, April 8, 2019.

KAREN KEISER, President Pro Tempore of the Senate

BRAD HENDRICKSON, Secretary of the Senate

1028-S		2067-E	
Committee Report.....	1	Committee Report.....	3
1101-S		2119	
Committee Report.....	1	Committee Report.....	3
1102-S		5986	
Committee Report.....	1	Committee Report.....	1
1155-S		5992	
Committee Report.....	1	Committee Report.....	1
1199-S		9287 Clark, Charles	
Committee Report.....	2	Introduction.....	3
1325-SE		9288 Holter, Sherer	
Committee Report.....	2	Introduction.....	3
1354-E		9289 Jarrett, Fred	
Committee Report.....	2	Introduction.....	4
1436-S		GUESTS	
Committee Report.....	2	Sellers, The Honorable & Mrs. Jeff and	
1504-SE		Debbie.....	4
Committee Report.....	2	Thawsh, The Honorable Bambi.....	4
1661-S		Wilkeson, Town of.....	4
Committee Report.....	2	Zumba, The Honorable Mark.....	4
1688		MESSAGE FROM GOVERNOR	
Committee Report.....	2	Gubernatorial Appointments.....	3
1713-S2		MESSAGE FROM OTHER STATE	
Committee Report.....	2	OFFICERS	
1846-E		Reports to the Legislature.....	4
Committee Report.....	3	WASHINGTON STATE SENATE	
1913		Personal Privilege, Senator Fortunato.....	4
Committee Report.....	3		