



RNJ Strategies 2022 Washington State Legislature Update Council 2

2022 Washington State Legislature Session Summary: Week 8

Week of February 28-March 4, 2022

Action on Policy Bills

Workforce Development

The high-profile apprenticeship bills, SB 5600 (Keiser, D-33) and SB 5764 (Randall, D-26) passed the House on Thursday, March 3. Both bills passed with nearly unanimous support and return to the Senate for minor concurrences.

Police Accountability

Last year, legislators passed a package of police reform laws designed to adjust acceptable use of force, tactics, and equipment and to put systems of accountability and transparency into place. There have been challenges in the implementation of these laws, with some law enforcement agencies contending that the new use of force standard prevents them from assisting designated crisis responders and mental and behavioral health specialists with involuntary treatments and other community caretaking functions. Therefore, this session has again been marked by a tug-of-war between law enforcement and families of those who have died during interactions with law enforcement. On Friday, Governor Inslee signed HB 1735 (Johnson, D-30), the first of the police response bills to pass the 2022 Legislature. HB 1735 clarifies that officers can use force, subject to the newly established reasonable care standard, in behavioral health circumstances, for involuntary treatment commitments, in instances of child welfare, and other related circumstances. The Governor also signed HB 1719 (Bronoske, D-28) which clarifies that the prohibition on .50 caliber weapons only applies to rifles and not to beanbag rounds or less-lethal munitions launchers. The two bills signed Friday are well supported by the Washington Fraternal

Order of Police, the Washington Coalition for Police Accountability, the Washington Association of Designated Crisis Responders, and the Association of Washington Cities, among others.

Shortly after the signing, both chambers passed bills that do not enjoy the same kind of broad support. The Senate passed HB 2037 (Goodman, D-45), which modifies the use of force by police officers. At the recommendation of Law & Justice chair Senator Manka Dhingra (D-45), the chamber did not adopt the striking amendment made by the Law & Justice Committee which would have been supported by families of those who have died. With no striker, no amendments to the striker could be adopted, including two amendments by Senator Padden (R-4) which very well could have passed with the support of moderate Democrats. The bill passed 32-16, with the 16 no votes cast by more progressive Democrats allied with the families of those who have died, who contend this is a roll-back of the work done last year. Because the Senate passed the version of the bill that came over from the House, it will go directly to the Governor for signature. In quick succession and in a surprising move, SB 5919 (Van De Wege, D-24), the vehicle pursuit bill which seemed dead just hours prior was pulled from Rules and given a quick action on the House Floor. It passed 86-12, in a situation similar to HB 2037 in the Senate. The opposition again came from the more progressive flank of the Democratic caucus. The bill was amended so must return to the Senate for concurrence.

Gun Violence Prevention

Much speculation exists leading up to the cutoffs about what which bill will be the last of the day, the 5pm bill in each chamber. Any measure, if started before 5pm, can continue after the deadline. The House Democratic leadership picked the Attorney General request high-capacity magazine bill, SB 5078 (Lias, D-21) which would prohibit the sale, manufacture, and distribution of ammunition magazines with more than 10 rounds. Supporters say that large magazines allow mass shooters to kill and injure huge numbers of people. And limiting that forces shooters to stop and reload, giving people time to escape or stop an attack. While proponents of high-capacity magazines contend they need them for self-defense, despite a lack of citing even one instance where a person needed to fire more than 10 rounds for self-defense. The debate on the bill stretched over 3.5 hours, with House Democrats putting down numerous amendments from their Republican colleagues. At 11pm the bill passed unamended 55-42. It now goes to Governor Inslee for signature. The passage of SB 5078 capped a monumental week for gun violence prevention advocates. On Tuesday night the Senate passed two bills, HB 1630 (Senn, D-41) which prohibits weapons in certain locations and HB 1705 (Berry, D-36) that concerns untraceable homemade “ghost guns.” HB 1705 heads to the Governor’s desk and HB 1630 must return to the House for concurrence.

Charity Care

In the Senate, Democratic Leadership picked Attorney General request HB 1616 (Simmons, D-23) for their 5pm bill which doubles the charity care given by hospitals in Washington. A floor amendment was adopted that requires the Office of the Insurance Commissioner, in consultation with the Health Benefit Exchange, to study, analyze, and report on enrollment in high deductible plans.

Where are we and what happens next?

Friday, March 4 was the last day for bills to be passed off the floor of the opposite or second house. Bills that are deemed to be necessary to implement the budget (NTIB) are exempt from this cutoff. Passed bills may now take a few different paths. If the bill has been amended by the second house, the first house must decide whether it will concur in the amendments or not. Leadership decides which bills returned from the second house will be

discussed and places those bills on the concurrence calendar (House) or concurring calendar (Senate). If the first house concurs in the amendments, the bill has passed the Legislature. If the first house disagrees with the second house, it can ask the second house to recede from the amendments. If the second house recedes, the bill has passed the Legislature.

If the two houses cannot resolve their differences, one of them can ask for a conference committee where members from each house meet to discuss the differences. If they agree on a path forward, the conference committee makes a report. Both houses must adopt the conference committee report for the bill to pass the Legislature. A conference report cannot be amended on the floor. If one house does not adopt the conference committee report (whether by vote or inaction), the bill has not passed.

Once a bill has finally passed the Legislature, it is enrolled. A certificate proclaiming that it has passed is attached and, if necessary, the amendments from the second house or conference committee are incorporated into the body of the bill. The bill is signed by the Speaker of the House, the Chief Clerk of the House, the President of the Senate, and the Secretary of the Senate and is sent to the Governor for his action.

After the Governor reviews the bill, he may decide to sign it, veto part of it, or veto all of it. Bills that are delivered to the governor more than five days before the Legislature adjourns have five days to be acted on. Bills that are delivered fewer than five days before the Legislature adjourns have 20 days to be acted on by the governor. Both are counted as calendar days, not business days. Sundays are not counted, but Saturdays and state holidays are counted.

If the Governor vetoes part or all of it, the Legislature may vote to override the veto. If the Governor does not act on a bill after the allotted number of days, it is as if it was signed. From the Governor's desk, bills go to the Secretary of State who assigns a session law chapter number.

Important Dates:

March 10 – Sine Die

Long Term Care

Legislative Events Scheduled for the Upcoming Week

Bill Tracking Overview

Bill #	Companion	Title	Status	Sponsor	Priority	Position
SHB 1732		Delaying the implementation of the long-term services and supports trust program by 18 months.	C 1 L 22	Sullivan	Monitoring	Neutral
ESHB 1733		Establishing voluntary exemptions to the long-term services and supports trust program for certain populations.	C 2 L 22	Paul	Monitoring	Neutral

Tracking List

Legislative Events Scheduled for the Upcoming Week

Bill Tracking Overview

Bill #	Companion	Title	Status	Sponsor	Priority	Position
ESHB 1699		Permitting individuals retired from the public employees retirement system, the teachers retirement system, and the school employees retirement system additional opportunities to work for a school district for up to 1,040 hours per school year while in receipt of pension benefits until July 1, 2025.	S Rules 2	Bergquist	Monitoring	Neutral
SB 5676	HB 1721	Providing a benefit increase to certain retirees of the public employees' retirement system plan 1 and the teachers' retirement system plan 1.	S Pres Signed	Conway	Monitoring	Neutral

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Legislative Events Scheduled for the Upcoming Week

Bill Tracking Overview

Bill #	Companion	Title	Status	Sponsor	Priority	Position
HB 1051		Adding a faculty member to the board of regents at the research universities.	S Pres Signed	Pollet	Monitoring	Support
SHB 1052		Concerning group insurance contract performance standards.	S Pres Signed	Bateman	Monitoring	Support
E2SHB 1153		Addressing language access in public schools.	S Passed 3rd	Orwall	Monitoring	Support
HB 1612		Making technical cross-reference corrections in	S Pres Signed	Sells	Monitoring	Support

		statutes governing unemployment insurance.				
HB 1613		Concerning shared reporting responsibilities for both the paid family and medical leave and the long-term services and supports trust programs to clarify that information collected from employer reports shall remain private.	S Pres Signed	Sells	Monitoring	Support
SHB 1616		Concerning the charity care act.	S Passed 3rd	Simmons	Monitoring	Support
HB 1622		Increasing the availability of sexual assault nurse examiner education in rural and underserved areas.	S Passed 3rd	Mosbrucker	Monitoring	Support
HB 1625		Specifying that space force reserve members who are officers or employees of the state of Washington or of any county, city, or other political subdivision have access to a period of paid military leave of absence from employment.	S Rules 2	Bronoske	Monitoring	Support
E2SHB 1659		Making higher education more affordable and accessible for students by bridging the gap between cost and need to reduce barriers, improve opportunity, and advance economic security.	S Passed 3rd	Slatter	Monitoring	Support
2SHB 1664		Concerning prototypical school formulas for physical, social, and emotional support in schools.	S Passed 3rd	Rule	Monitoring	Support
HB 1669	SB 5748	Concerning disability benefits in the public safety employees' retirement system.	S Pres Signed	Stokesbary	Monitoring	Support
E2SHB 1688	SB 5618	Protecting consumers from charges for out-of-network health care services, by aligning state law and the federal no surprises act and	S Passed 3rd	Cody	Monitoring	Neutral

		addressing coverage of treatment for emergency conditions.				
SHB 1701	SSB 5652	Concerning law enforcement officers' and firefighters' retirement system benefits.	S Passed 3rd	Bergquist	Monitoring	Support
SHB 1706		Concerning truck drivers ability to access restroom facilities.	S Passed 3rd	Sells	Monitoring	Support
HB 1719		Concerning use and acquisition of military equipment by law enforcement agencies.	C 3 L 22	Bronoske	Monitoring	Support
SHB 1732		Delaying the implementation of the long-term services and supports trust program by 18 months.	C 1 L 22	Sullivan	Monitoring	Support
ESHB 1733		Establishing voluntary exemptions to the long-term services and supports trust program for certain populations.	C 2 L 22	Paul	Monitoring	Support
SHB 1735		Modifying the standard for use of force by peace officers.	C 4 L 22	Johnson	Monitoring	Neutral
E2SHB 1736		Establishing a state student loan program.	S Passed 3rd	Sullivan	Monitoring	Neutral
SHB 1779		Requiring policies addressing surgical smoke.	S Passed 3rd	Callan	Monitoring	Support
SHB 1781	SSB 5651	Concerning the capital budget.	H Rules R	Tharinger	Monitoring	Support
SHB 1786	ESSB 5689	Making supplemental transportation appropriations for the 2021-2023 fiscal biennium.	H Rules R	Fey	Monitoring	Neutral
SHB 1794		Requiring an employer to reimburse employee fees when a paycheck is dishonored by nonacceptance or nonpayment.	S Pres Signed	Hoff	Monitoring	Support
ESHB 1795		Prohibiting nondisclosure and nondisparagement provisions from employers regarding illegal acts of discrimination, harassment, retaliation,	S Pres Signed	Berry	Monitoring	Support

		wage and hour violations, and sexual assault.				
HB 1805	SB 5797	Concerning the opportunity scholarship program.	S Passed 3rd	Paul	Monitoring	Support
E2SHB 1812		Modernizing the energy facility site evaluation council to meet the state's clean energy goals.	S Passed 3rd	Fitzgibbon	Monitoring	Support
SHB 1816	ESSB 5693	Making 2021-2023 fiscal biennium supplemental operating appropriations.	H Rules R	Ormsby	Monitoring	Neutral
2SHB 1835		Creating outreach and completion initiatives to increase postsecondary enrollment.	S Passed 3rd	Hansen	Monitoring	Support
EHB 1837		Restoring the state's ability to address work-related musculoskeletal injuries.	S 2nd Reading	Bronoske	Monitoring	Support
ESHB 1852	SB 5840	Concerning language requirements for prescription drug labels.	S 2nd Reading	Thai	Monitoring	Support
E2SHB 1868	SB 5751	Improving worker safety and patient care in health care facilities by addressing staffing needs, overtime, meal and rest breaks, and enforcement.	S Ways & Means	Riccelli	Monitoring	Support
HB 1874		Reducing barriers to professional licensure for individuals with previous arrests or criminal convictions.	S Pres Signed	Vick	Monitoring	Support
HB 1888		Allowing the department of revenue to adjust the rates of remittance reductions in the working families' tax credit in order to align with federal maximum qualifying income levels.	S Pres Signed	Thai	Monitoring	Support
HB 2007		Establishing a nurse educator loan repayment program under the Washington health corps.	S Passed 3rd	Slatter	Monitoring	Support
HB 2033		Concerning safety measures for fire department vehicles and other vehicles using lights or other signals in emergency or work zones.	S Passed 3rd	Donaghy	Monitoring	Support

SB 5534		Concerning the use of verifiable credentials.	H Approps	Brown	Monitoring	Neutral
SB 5539	HB 1762	Concerning state funding for educational service districts.	H Passed 3rd	Hunt	Monitoring	Support
ESSB 5544		Establishing the Washington blockchain work group.	H Passed 3rd	Brown	Monitoring	Neutral
SSB 5555		Concerning public safety telecommunicators.	H Passed 3rd	Van De Wege	Monitoring	Oppose
SSB 5564		Protecting the confidentiality of employees using employee assistance programs.	Del to Gov	Keiser	Monitoring	Support
ESSB 5599		Concerning journey level electrician certifications of competency.	H Rules R	Saldaña	Monitoring	Support
E2SSB 5600		Concerning the sustainability and expansion of state registered apprenticeship programs.	H Passed 3rd	Keiser	Monitoring	Support
2SSB 5649		Modifying the Washington state paid family and medical leave act.	H Passed 3rd	Robinson	Monitoring	Support
SSB 5651	SHB 1781	Concerning the capital budget.	H Rules R	Froct	Monitoring	Support
SSB 5652	SHB 1701	Concerning law enforcement officers' and firefighters' retirement system benefits.	H Approps	Conway	Monitoring	Support
SB 5676	HB 1721	Providing a benefit increase to certain retirees of the public employees' retirement system plan 1 and the teachers' retirement system plan 1.	S Pres Signed	Conway	Monitoring	Support
ESSB 5689	SHB 1786	Making supplemental transportation appropriations for the 2021-2023 fiscal biennium.	S Conf appt	Lias	Monitoring	Neutral
ESSB 5693	SHB 1816	Making 2021-2023 fiscal biennium supplemental operating appropriations.	H Passed 3rd	Rolfes	Monitoring	Neutral
SSB 5701		Determining monthly wages for workers' compensation.	H Spkr Signed	Nguyen	Monitoring	Neutral
SSB 5745		Increasing the personal needs allowance for	H Passed 3rd	Lias	Monitoring	Support

		persons receiving state financed care.				
SB 5748	HB 1669	Concerning disability benefits in the public safety employees' retirement system.	H 2nd Reading	Schoesler	Monitoring	Support
ESSB 5761		Concerning employer requirements for providing wage and salary information to applicants for employment.	H Passed 3rd	Randall	Monitoring	Support
SB 5763		Eliminating subprevailing wage certificates for individuals with disabilities.	H Spkr Signed	Randall	Monitoring	Support
E2SSB 5764		Concerning apprenticeships and higher education.	H Passed 3rd	Randall	Monitoring	Support
SB 5801		Concerning attorney and witness fees in industrial insurance court appeals.	H 2nd Reading	Keiser	Monitoring	Support
ESSB 5847		Providing information to public service employees about the public service loan forgiveness program.	H Passed 3rd	Lias	Monitoring	Support
SB 5854		Concerning ethical performance of faculty duties.	H Passed 3rd	Randall	Monitoring	Support
ESSB 5873	HB 2031	Concerning unemployment insurance. (REVISED FOR ENGROSSED: Concerning the social cost factor in unemployment insurance premiums.)	H Spkr Signed	Keiser	Monitoring	Neutral
SB 5875		Adding employees employed by the department of licensing who are assigned to review, process, approve, and issue driver licenses to the definition of frontline employees under the health emergency labor standards act.	S Pres Signed	Nguyen	Monitoring	Support
SSB 5890		Clarifying eligibility for the presumption for workers' compensation for all personnel working at a radiological hazardous waste facility.	S Pres Signed	Keiser	Monitoring	Neutral

SSB 5910		Accelerating the availability and use of renewable hydrogen in Washington state.	H 2nd Reading	Carlyle	Monitoring	Support
ESSB 5974	SHB 2119	Addressing transportation resources.	S Conf appt	Lias	Monitoring	Support
SJM 8006		Concerning a national infrastructure bank.	H 2nd Reading	Hasegawa	Monitoring	Support