

2023 Annual Report



Legislative Committee

*Kathy Seymour, Chair
Maryam Olson, Co-Chair*

Members

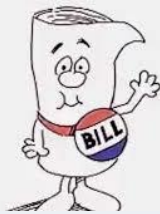
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|---|--------------------------|--|-------------|
| Kathy Seymour kathy.seymour@dmcma.org | Bonney Lake Municipal | Chair | 2014 |
| Maryam Olson maryam.olson@dmcma.org | Olympia Municipal | Co-Chair | 2017 |
| Patrick Wells | King County District | Patrick.wells@kingcounty.gov | |
| Sherri Hansen | Spokane County District | sherri.hansen@dmcma.org | |
| Jennefer Johnson | Bremerton Municipal | Jennefer.Johnson@ci.bremerton.wa.us | |
| Impact analysis and response liaison | | | |
| Frankie Peters | Thurston County District | Frankie.peters-pres-elect@dmcma.org | |

Submitted By:
Kathy Seymour & Maryam Olson

Date Submitted:
April 28, 2023

Report Narrative:

This year was the long session for the Legislation Committee and wrapped up on time. At this time there are a total of 89 final bills of interest to Courts of Limited Jurisdiction that have been forwarded to Governor Inslee of which 35 have been signed at this time.



HB 1493 – Concerning impaired driving – adds language for probation clerk or probation officer employed by court may also provide a copy of the ADR to a treatment agency & and added language for copy fees “unless the person is indigent as defined in RCW 10.101.010.

SB 5003 – Increasing the number of district court judges in Snohomish County

SB 5028 – Revising the process for individuals to request name changes

SB5033 – Reclassifying the sentence for the crime of custodial sexual misconduct

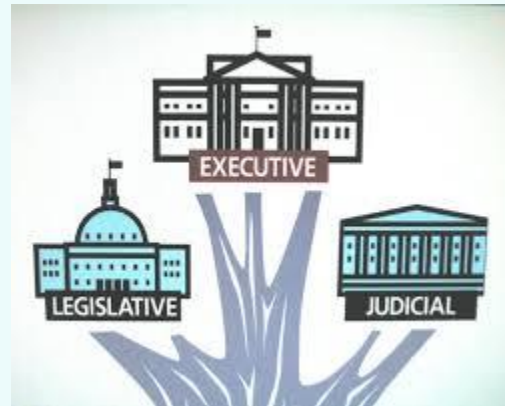
SB 5272 – Concerning speed safety camera systems on state highways

SB 5392 – Concerning overpayments for certain matters

SB5453 – Concerning female genital mutilation

SB 5604 – Concerning county sales and use taxes for mental health and housing

Approximately 264 bills were initially added to list for the committee to monitor and as the legislation moved forward 177 of those were moved to the dead folder for now. All bills not signed or did not pass the house or senate will be added to the 2024 short term Legislative Session.



Attachments:

- 2023 Legislative Bills
- AWC Blake Debrief
- AWC Blake Debrief Poll Results

| | | 2023 Legislation | Governor Signed | Effective Date |
|-----------------|--------------------------|---|-----------------|----------------|
| Civil | | | | |
| | ESHB1051 | Concerning robocalling and telephone scams | 4/20/2023 | 7/23/2023 |
| | HB1165 | Concerning civil remedies for unauthorized disclosure of intimate images. | 4/13/2023 | 7/23/2023 |
| | HB1234 | Concerning the civil forfeiture of animals seized for abuse or neglect. | | |
| | HB1335 | Unauthorized publication of personal identifying information. | | |
| | HB1394 | Relating to creating a developmentally appropriate response to youth who commit sexual offenses. | 4/20/2023 | 7/23/2023 |
| | HB1424 | Consumer protection with respect to the sale and adoption of dogs and cats. | | |
| | HB1457 | Motor carrier's ability to access restroom facilities required by rules authorized under chapter 49.17 RCW. | | |
| | HB1469 | Protecting access to reproductive health care services and gender-affirming treatment in WA State. | 4/27/2023 | 4/27/2023 |
| | HB1474 | Creating the covenant homeownership account and program to address history of housing discrimination due to racially restrictive real estate covenants in WA State. | | |
| | HB1766 | Creation of a hope card program. | | |
| | SB5005 | Concerning real property. | 3/30/2023 | 7/23/2023 |
| | SSB5006 | Clarifying waiver of firearm rights. | | |
| | SB5028 | Revising the process for individuals to request name changes. | 4/6/2023 | 7/23/2023 |
| | SB5077 | Concerning the uniform commercial code. | | |
| | SB5197 | Addressing landlord-tenant relations by providing technical changes to eviction notice forms and modifying certain eviction processes. | | |
| | SB5263 | Relating to access to psilocybin services by individuals 21 years or age and older. | | |
| | SSB5317 | Concerning the removal of vehicles by a regional transit authority when obstructing the operation of high capacity transportation vehicles or jeopardizing public safety. | | |
| | SB5336 | Relating to population criteria for the main street trust fund tax credit. | 4/14/2023 | 7/23/2023 |
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| Criminal | | | | |
| | HB1002 | Increasing the penalty for hazing. | | |
| | HB1143 | Concerning requirements for the purchase or transfer of firearms. | 4/25/2023 | 1/1/2024 |
| | HB1169 | Concerning legal financial obligations. | | |
| | HB1240 | Establishing firearms-related safety measures to increase public safety | 4/25/2023 | 4/25/2023 |
| | HB1493 | Concerning impaired driving. | | |
| | HB1562 | Reducing the risks of lethality and other harm associated with gun violence, gender-based violence, and other types of violence. | | |
| | HB1563 | Concerning arrest protections for the medical use of cannabis. | | |

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| | HB1696 | Concerning stalking-related offenses. | | |
| | SB5033 | Reclassifying the sentence for the crime of custodial sexual misconduct. | 3/30/2023 | 7/23/2023 |
| | SB5130 | Concerning assisted outpatient treatment. | | |
| | ESSB5231 | Concerning the issuance of emergency domestic violence no contact orders. | | |
| | SB5371 | Protecting southern resident orcas from vessels. | | |
| | SB5453 | Concerning female genital mutilation | 4/20/2023 | 7/23/2023 |
| | SB5536 | Concerning controlled substances, counterfeit substances, and legend drug possession and treatment. | | |
| | SB5623 | Modifying an element of the offense of hate crime and classifying a hate crime as crimes against persons. | 4/6/2023 | 7/22/2023 |
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| DOL/Traffic | | | | |
| | HB1058 | Streamlining the licensing process for a commercial driver's license by allowing the department to waive requirements for applicants that previously surrendered the license, allowing the license to be renewed online, and modifying the license test fees. | 4/13/2023 | 1/1/2023 |
| | HB1112 | Imposing criminal penalties for negligent driving involving the death of a vulnerable user victim. | | |
| | HB1319 | Addressing collision reporting criteria triggering driver's license reexamination | 4/6/2023 | 7/23/2023 |
| | SB5023 | Concerning roadside safety measures. | 4/6/2023 | 7/23/2023 |
| | SB5041 | Concerning compliance with federal motor carrier safety administration requirements for the drug and alcohol clearinghouse. | 4/6/2023 | 11/18/2024 |
| | SB5272 | Concerning speed safety camera systems on state highways. | 4/4/2023 | 7/23/2023 |
| | SB5347 | Concerning access to abstract of driving records. | 4/20/2023 | 7/23/2023 |
| | SB5606 | Deterring illegal racing. | | |
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| Elections | | | | |
| | HB1048 | Enhancing the Washington voting rights act. | 4/13/2023 | 1/1/2024 |
| | ESSB5082 | Encouraging electoral participation and making ballots more meaningful by abolishing advisory votes. | 4/20/2023 | 7/23/2023 |
| | E2SSB5112 | Updating processes related to voter registration. | | |
| | ESSB5152 | Defining synthetic media in campaigns for elective office, and providing relief for candidates and campaigns. | | |
| | SB5182 | Concerning procedures and deadlines for candidate filing. | | |
| | SB5208 | Updating the process for online voter registration by allowing voter applicants to provide the last four digits of social security number for authentication. | | |
| | ESSB5284 | Concerning campaign finance disclosure. | | |
| | SB5459 | Concerning requests for records containing election information. | | |
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| Judicial | | | | |

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| | HB1023 | Eliminating wire tap authorization reporting to the administrative office of the courts. | 4/20/2023 | 7/23/2023 |
| | SB5003 | Increasing the number of district court judges in Snohomish County. | 3/30/2023 | 7/23/2023 |
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| Jury/Law Library | | | | |
| | HB1312 | Concerning jury service. | | |
| | SB5128 | Concerning jury diversity. | | |
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| Juvenile | | | | |
| | HB1600 | Providing access to sealed juvenile records for firearm purposes | 4/25/2023 | 7/23/2023 |
| | HB1701 | Concerning basic education services to youth who are served through institutional education programs. | | |
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| Miscellaneous | | | | |
| | HB1066 | Making technical corrections and removing obsolete language from the Revised Code of Washington pursuant to RCW 1.08.025. | | |
| | HB1077 | Concerning courthouse facility dogs. | 4/13/2023 | 7/23/2023 |
| | HB1102 | Concerning judge pro tempore compensation. | 4/6/2023 | 7/23/2023 |
| | HB1114 | Concerning the membership of the sentencing guidelines commission. | | |
| | HB1169 | Concerning legal financial obligations. | | |
| | HB1179 | Authorizing the state auditor to receive nonconviction data. | 4/6/2023 | 7/23/2023 |
| | HB1515 | Concerning contracting and procurement requirements for behavioral health services in medical assistance programs. | | |
| | HB1599 | Concerning court files and records exemptions for firearm background checks. | | |
| | HB1715 | Enacting comprehensive protections for victims of domestic violence and other violence involving family members or intimate partners. | | |
| | SB5087 | Removing language from the Revised Code of Washington that has been identified by the justices of the supreme court or judges of the superior courts as defects and omissions in the laws pursuant to Article IV, section 25 of the Washington state Constitution. | 4/20/2023 | 7/23/2023 |
| | SB5155 | Concerning the court of appeals | 4/25/2023 | 7/23/2023 |
| | SB5191 | Reforming the real estate agency law. | | |
| | SB5365 | Preventing use of vapor and tobacco products by minors. | | |
| | SB5392 | Concerning overpayments for certain matters. | | |
| | SB5415 | Relating to public defense services for persons committed as not guilty by reason of insanity. | 4/20/2023 | 7/23/2023 |
| | SB5440 | Providing timely competency evaluations and restoration services to persons suffering from behavioral | | |
| | SB5502 | Ensuring access to substance use disorder treatment. | | |

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| | SB5604 | Concerning county sales and use taxes for mental health and housing. | 4/14/2023 | 7/23/2023 |
| | SB5672 | Concerning the Washington auto theft prevention authority account. | | |
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| Personnel | | | | |
| | HB1007 | Concerning interruptive military service credit for members of the state retirement systems. | 4/6/2023 | 7/23/2023 |
| | HB1068 | Concerning injured workers'rights during compelled medical examinations. | 4/25/2023 | 7/23/2023 |
| | HB1187 | Concerning privileged communication between employees and the unions that represent them. | | |
| | HB1200 | Relating to requiring public employers to provide employee information to exclusive bargaining representatives | | |
| | HB1804 | Concerning eligibility for participation in the public employees' benefits board for retired or disabled employees of counties, municipalities, and other political subdivisions. | | |
| | SB5123 | Concerning the employment of individuals who lawfully consume cannabis. | | |
| | SB5286 | Modifying the premium provisions of the paid family and medical leave program. | 4/20/2023 | 7/23/2023 |
| | ESSB5294 | Concerning actuarial funding of state retirement systems | | |
| | SB5350 | Providing a benefit increase to certain retirees of the public employees' retirement system plan 1 and the teachers' retirement system plan 1 | | |
| | SB5421 | Exempting benefit enrollment information collected and maintained by the health care authority from public inspection and copying under the public records act. | 4/6/2023 | 7/23/2023 |
| | SB5586 | Concerning employees' paid family or medical leave data. | | |
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| Probation/Jail | | | | |
| | HB1470 | Concerning private detention facilities. | | |
| | HB1682 | Concerning the Washington auto theft prevention authority account. | | |
| | SB5081 | Concerning victim notification. | | |
| | SB5101 | Concerning extraordinary medical placement for incarcerated individuals at the department of corrections. | | |
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| Prosecution | | | | |
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| Public Defender | | | | |
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| Public Disclosure | | | | |
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Blake Debrief

Candice Bock, *Government Relations Director*



Who has joined us today?

- Mayor
- City Councilmember
- City Manager/Administrator
- City Attorney
- Police Chief
- Other city staff

AWC's position:

Support a Blake response approach that includes making possession of an illegal drug a gross misdemeanor while focusing on diversion options that encourage individuals to participate in treatment programs in lieu of criminal penalties.

- Accountability for drug possession within the criminal justice system, with an emphasis on incentivizing individuals to obtain substance use disorder (SUD) treatment.
- Criminal penalties for those who refuse treatment, based on judicial discretion.
- A functional, implementable, and workable statute that recognizes the treatment options available today.
- Supporting statewide investments in additional SUD, and behavioral and mental health treatment.

What happened? How did we get here?

Senate passed SB 5536

- Gross misdemeanor
- Emphasis on treatment
- Some technical issues
- 28-21 bipartisan vote

House amended SB 5536

- Misdemeanor
- Possession and "use"
- Rigid treatment requirements
- Significant technical issues
- Paraphernalia preemption
- 54-41 mostly party-line vote

**Senate refused to concur,
Conference Committee
appointed**

Conference Committee

- Gross misdemeanor
- Possession and "use"
- Paraphernalia preemption
- Rigid treatment requirements
- Significant technical issues

House Vote failed 43 – 55

15 House D's joined
all House R's in voting "no"

Sine Die

Issues with conference committee proposal:

- An unclear and potentially unimplementable crime of possession and public use.
- Preemption of local regulation of drug paraphernalia.
- Lack of prosecutorial discretion for simple possession cases with no other charges.

What happens next?

The Legislature does nothing:

- The current law expires July 1.
- There will be no state law, so the preemption is lifted, and local governments can pass their own ordinance.

The Legislature does something:

- The Governor has indicated that he will call a special session if the Legislature can come to an agreement.
- AWC will remain engaged and advocate for cities.

Polling questions:

- Does your city currently have regulations on drug paraphernalia?
- Are there harm reduction programs operating in your city?
- If the state fails to act by July 1, will your city take action to adopt a local drug possession crime?
- Has your city already adopted additional criminal penalties for public use of drugs?

Next steps:

- Keep AWC informed of local ordinance adoption.
- AWC Board Legislative Steering committee meeting next week.

AWC *Blake* Debrief
Thursday, April 27, 2023

Poll Results

Responses: 91

1. Does your city currently have regulations on drug paraphernalia?

Yes – 29%

No – 46%

Don't know – 25%

2. Are there harm reduction programs operating in your city?

Yes – 34%

No – 46%

Don't know – 20%

3. If the state fails to act by July 1, will your city take action to adopt a local drug possession crime?

Yes – 73%

No – 1%

Don't know – 26%

4. Has your city already adopted additional criminal penalties for public use of drugs?

Yes – 16%

No – 70%

Don't know – 14%