

E2SSB 5160 - H AMD TO HHSV COMM AMD (H-1400.1/21) **663**

By Representative Dufault

WITHDRAWN 04/08/2021

1 On page 2, beginning on line 12 of the striking amendment, after
2 "expires" strike all material through "Washington" on line 13 and
3 insert "on June 30, 2021"

4
5 On page 4, line 10 of the striking amendment, after "(1)" insert
6 "The eviction moratorium instituted by the governor of the state of
7 Washington's proclamation 20-19.6 shall end on June 30, 2021, and may
8 not be extended or renewed.

9 (2)"

10
11 Renumber the remaining subsections consecutively and correct any
12 internal references accordingly.

13
14 On page 29, after line 38 of the striking amendment, insert the
15 following:

16 "Sec. 17. RCW 43.06.220 and 2019 c 472 s 2 are each amended to
17 read as follows:

18 (1) The governor after proclaiming a state of emergency and
19 prior to terminating such, may, in the area described by the
20 proclamation issue an order prohibiting:

21 (a) Any person being on the public streets, or in the public
22 parks, or at any other public place during the hours declared by the
23 governor to be a period of curfew;

24 (b) Any number of persons, as designated by the governor, from
25 assembling or gathering on the public streets, parks, or other open
26 areas of this state, either public or private;

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1 (c) The manufacture, transfer, use, possession or transportation
2 of a molotov cocktail or any other device, instrument or object
3 designed to explode or produce uncontained combustion;

4 (d) The transporting, possessing or using of gasoline, kerosene,
5 or combustible, flammable, or explosive liquids or materials in a
6 glass or uncapped container of any kind except in connection with
7 the normal operation of motor vehicles, normal home use or
8 legitimate commercial use;

9 (e) The sale, purchase or dispensing of alcoholic beverages;

10 (f) The sale, purchase or dispensing of other commodities or
11 goods, as he or she reasonably believes should be prohibited to help
12 preserve and maintain life, health, property or the public peace;

13 (g) The use of certain streets, highways or public ways by the
14 public; and

15 (h) Such other activities as he or she reasonably believes
16 should be prohibited to help preserve and maintain life, health,
17 property or the public peace.

18 (2) The governor after proclaiming a state of emergency and
19 prior to terminating such may, in the area described by the
20 proclamation, issue an order or orders concerning waiver or
21 suspension of statutory obligations or limitations in the following
22 areas:

23 (a) Liability for participation in interlocal agreements;

24 (b) Inspection fees owed to the department of labor and
25 industries;

26 (c) Application of the family emergency assistance program;

27 (d) Regulations, tariffs, and notice requirements under the
28 jurisdiction of the utilities and transportation commission;

29 (e) Application of tax due dates and penalties relating to
30 collection of taxes;

31 (f) Permits for industrial, business, or medical uses of
32 alcohol; and

33 (g) Such other statutory and regulatory obligations or
34 limitations prescribing the procedures for conduct of state

1 business, or the orders, rules, or regulations of any state agency
2 if strict compliance with the provision of any statute, order, rule,
3 or regulation would in any way prevent, hinder, or delay necessary
4 action in coping with the emergency, unless (i) authority to waive
5 or suspend a specific statutory or regulatory obligation or
6 limitation has been expressly granted to another statewide elected
7 official, (ii) the waiver or suspension would conflict with federal
8 requirements that are a prescribed condition to the allocation of
9 federal funds to the state, or (iii) the waiver or suspension would
10 conflict with the rights, under the First Amendment, of freedom of
11 speech or of the people to peaceably assemble. The governor shall
12 give as much notice as practical to legislative leadership and
13 impacted local governments when issuing orders under this subsection
14 (2)(g).

15 (3) ~~((In))~~ (a) Except as provided in (b) of this subsection, in
16 imposing the restrictions provided for by RCW 43.06.010, and
17 43.06.200 through 43.06.270, the governor may impose them for such
18 times, upon such conditions, with such exceptions and in such areas
19 of this state he or she from time to time deems necessary.

20 (b) The governor may not extend the eviction moratorium
21 instituted by proclamation 20-19.6 beyond June 30, 2021.

22 (4) No order or orders concerning waiver or suspension of
23 statutory obligations or limitations under subsection (2) of this
24 section may continue for longer than thirty days unless extended by
25 the legislature through concurrent resolution. If the legislature is
26 not in session, the waiver or suspension of statutory obligations or
27 limitations may be extended in writing by the leadership of the
28 senate and the house of representatives until the legislature can
29 extend the waiver or suspension by concurrent resolution. For
30 purposes of this section, "leadership of the senate and the house of
31 representatives" means the majority and minority leaders of the
32 senate and the speaker and the minority leader of the house of
33 representatives.

34

1 (5) Any person willfully violating any provision of an order
2 issued by the governor under this section is guilty of a gross
3 misdemeanor."

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

EFFECT: Terminates, on June 30, 2021, the eviction moratorium
instituted by the Governor's Proclamation 20-19.6 and prohibits it
from being extended or renewed.

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