

**SB 5476** - S AMD TO S AMD (S-2939.2/21) **867**  
By Senator Padden

WITHDRAWN 04/15/2021

1 Beginning on page 1, line 3, strike all material through  
2 "treatment." on page 2, line 33

3 Renumber the remaining sections consecutively and correct any  
4 internal references accordingly.

5 On page 3, line 4, after "of a" strike "~~(class C felony)~~ gross  
6 misdemeanor" and insert "class C felony"

7 On page 3, beginning on line 6, after "(3)" strike all material  
8 through "(4)" on line 11

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

11 Beginning on page 4, line 12, strike all material through  
12 "resources." on page 40, line 25

13 Renumber the remaining sections consecutively and correct any  
14 internal references accordingly.

15 On page 41, line 5, after "class" strike "2" and insert "1"

16 On page 41, line 5, after "RCW" insert "and subject to a maximum  
17 penalty of \$250"

18 On page 41, beginning on line 6, strike all material through  
19 "committee." on line 28 and insert the following:

20 "NEW SECTION. **Sec. 21.** (1)(a) A legislative work group on  
21 possession of controlled substances is established, with members as  
22 provided in this subsection.

23 (i) The president of the senate shall appoint one member from  
24 each of the two largest caucuses of the senate.

1 (ii) The speaker of the house of representatives shall appoint  
2 one member from each of the two largest caucuses of the house of  
3 representatives.

4 (iii) The president of the senate and the speaker of the house of  
5 representatives jointly shall appoint:

6 (A) One superior court judge;

7 (B) One drug court judge;

8 (C) One member representing a criminal defender association;

9 (D) One member representing a prosecutor association;

10 (E) One member representing law enforcement;

11 (F) One member representing cities; and

12 (G) One member representing counties.

13 (iv) Each legislative member shall appoint one community  
14 representative for a total of four community representatives.

15 (b) The work group shall choose its chair from among its  
16 legislative membership. The senior member of the largest caucus in  
17 the senate shall convene the initial meeting of the work group.

18 (2) The work group shall hold a series of public meetings to  
19 study the impact of *State v. Blake*, No. 96873-0, 2021 Wash. LEXIS 107  
20 (February 25, 2021).

21 (3) Staff support for the work group must be provided by the  
22 senate committee services and the house of representatives office of  
23 program research.

24 (4) Legislative members of the work group are reimbursed for  
25 travel expenses in accordance with RCW 44.04.120. Nonlegislative  
26 members are not entitled to be reimbursed for travel expenses if they  
27 are elected officials or are participating on behalf of an employer,  
28 governmental entity, or other organization. Any reimbursement for  
29 other nonlegislative members is subject to chapter 43.03 RCW.

30 (5) The expenses of the work group must be paid jointly by the  
31 senate and the house of representatives. Work group expenditures are  
32 subject to approval by the senate facilities and operations committee  
33 and the house of representatives executive rules committee, or their  
34 successor committees.

35 (6) The work group shall report its findings and recommendations  
36 to the appropriate committees of the legislature by June 30, 2022.

37 NEW SECTION. **Sec. 22.** This act expires June 30, 2023."

1 On page 41, beginning on line 29, after "**Sec. 24.**" strike all  
2 material through "act are" on line 30 and insert "This act is"

3 On page 41, line 32, after "institutions, and" strike "take" and  
4 insert "takes"

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5 On page 42, beginning on line 2, after "insert" strike all  
6 material through "date;" on line 13 and insert "addressing the *State*  
7 *v. Blake* decision; amending RCW 69.50.4013 and 69.50.445; creating a  
8 new section; prescribing penalties; providing an expiration date;"

EFFECT: Removes references to "personal use amounts." Makes changes to referral and diversion procedures. Makes local use of navigators optional. Changes infraction to class 1 infraction.

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