

**FIFTY NINTH LEGISLATURE - REGULAR SESSION**

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EIGHTEENTH DAY

---

House Chamber, Olympia, Thursday, January 27, 2005

The House was called to order at 9:55 a.m. by the Speaker (Representative Lovick presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

**MESSAGE FROM THE SENATE**

January 26, 2005

Mr. Speaker:

The Senate has passed SENATE BILL NO. 5048, and the same is herewith transmitted.

Tom Hoemann, Secretary

**INTRODUCTION & FIRST READING**

HB 1528 by Representatives Kirby, Priest, Simpson, Newhouse, Cody, Serben and Schual-Berke

AN ACT Relating to escrow accounts required of self-funded multiple employer welfare arrangements; amending RCW 48.14.0201 and 48.41.060; and declaring an emergency.

Referred to Committee on Financial Institutions & Insurance.

HB 1529 by Representatives Moeller, Morrell, Green, Pettigrew, Chase, Hasegawa, Hudgins and Upthegrove

AN ACT Relating to eliminating the tax exemption for initiation fees and dues paid to persons providing amusement and recreation services, physical fitness services, and lodging and related services; amending RCW 82.08.010 and 82.04.4282; providing an effective date; and declaring an emergency.

Referred to Committee on Finance.

HB 1530 by Representatives Moeller, Jarrett, Appleton, Dickerson, McCoy, Chase, Dunshee, Pettigrew and Clibborn

AN ACT Relating to concurrency compliance options authorized by the growth management act; and amending RCW 36.70A.070.

Referred to Committee on Local Government.

HB 1531 by Representatives Moeller, Dickerson, Rodne and Roberts

AN ACT Relating to waiver of counsel in juvenile proceedings; and amending RCW 13.40.140.

Referred to Committee on Juvenile Justice & Family Law.

HB 1532 by Representatives Morrell, Campbell, Appleton, Skinner, Kenney, Tom, Darneille, Moeller, Cox, McDonald, McCoy, Chase and McDermott

AN ACT Relating to establishing a pilot project to prevent and reduce disability associated with arthritis; and creating new sections.

Referred to Committee on Health Care.

HB 1533 by Representatives Appleton, Bailey, Cody, Morrell, Skinner, Hinkle, Curtis and Campbell; by request of Department of Health

AN ACT Relating to inspection of hospitals; and amending RCW 70.41.120 and 70.41.122.

Referred to Committee on Health Care.

HB 1534 by Representatives Green, Hinkle, Cody, Morrell, Schual-Berke, Skinner, Curtis, Clibborn, Campbell and Kagi; by request of Department of Health

AN ACT Relating to identifying health care providers covered by the retired health care provider liability malpractice insurance program; and amending RCW 43.70.460 and 43.70.470.

Referred to Committee on Health Care.

HB 1535 by Representatives Schual-Berke, Hinkle, Cody, Morrell, Skinner, Campbell, Darneille, Chase, Hasegawa and McDermott; by request of Department of Health

AN ACT Relating to removing state funding restrictions from the hepatitis C state plan; and amending RCW 70.54.360.

Referred to Committee on Health Care.

HB 1536 by Representatives Moeller, Hinkle, Cody, Morrell, Skinner, Campbell, Clibborn, Schual-Berke and Kenney; by request of Department of Health

AN ACT Relating to providing the secretary of health with authority to administer grants on behalf of the department of health; and amending RCW 43.70.005 and 43.70.040.

Referred to Committee on Health Care.

HB 1537 by Representatives Schual-Berke, Cody, Morrell, Hinkle, Campbell, Skinner and Curtis; by request of Department of Health

AN ACT Relating to describing when the department of health may collect a fee for infant screening services; and amending RCW 70.83.040.

Referred to Committee on Health Care.

HB 1538 by Representatives Cody, Campbell and Morrell; by request of Department of Health

AN ACT Relating to hospital reporting of restrictions on health care practitioners; amending RCW 70.41.210; and prescribing penalties.

Referred to Committee on Health Care.

HB 1539 by Representatives Linville, Roach, Morris, DeBolt, Ericksen, Williams and Upthegrove

AN ACT Relating to failure to notify the one-number locator service when excavating near a transmission pipeline; amending RCW 19.122.055, 19.122.070, and 19.122.020; and prescribing penalties.

Referred to Committee on Technology, Energy & Communications.

HB 1540 by Representatives Morrell, Campbell and Darneille

AN ACT Relating to participation of denturists in preferred provider networks; and amending RCW 48.20.418, 48.21.148, 48.44.500, and 48.46.570.

Referred to Committee on Health Care.

HB 1541 by Representatives Murray, Woods, Wallace, Jarrett, Ericksen, Morris, B. Sullivan, Chase, Schual-Berke, Rodne and Dickerson

AN ACT Relating to transportation innovative partnerships; and adding a new chapter to Title 47 RCW.

Referred to Committee on Transportation.

HB 1542 by Representatives Lantz, Hinkle, Appleton, Rodne, Lovick, Newhouse, Buri, Darneille, Williams, McDermott, Clibborn, Schual-Berke, O'Brien, McIntire, Kagi, Hasegawa, Dickerson, Green, Kenney and Kilmer

AN ACT Relating to indigent defense services; amending RCW 10.101.005 and 10.101.030; and adding new sections to chapter 10.101 RCW.

Referred to Committee on Judiciary.

HB 1543 by Representatives McCune, Wallace, B. Sullivan, Moeller, Haler, Campbell, Ahern, Fromhold, Clibborn, Curtis, Linville, Takko, Lantz, Roberts, Kessler, Springer, Walsh, McCoy, Upthegrove, Priest, O'Brien, Woods, Hankins, Ericks, Buri, Tom, Dunn, Kenney, Lovick, Hinkle, Appleton, Skinner, Chase, Dickerson, Blake, Newhouse, Holmquist, Kilmer, Jarrett, Kretz, P. Sullivan, Morrell, Kagi and Hasegawa

AN ACT Relating to requirements for labeling salmon; and amending RCW 69.04.934.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1544 by Representatives Kirby, Roach, Simpson, Newhouse, Williams, Wood, McDermott, Hinkle, Serben and Rodne

AN ACT Relating to information provided to and by financial institution employers; adding a new section to chapter 4.24 RCW; adding a new section to chapter 49.12 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1545 by Representatives Curtis, Cody, Bailey, Clibborn, Skinner and Schual-Berke

AN ACT Relating to adult family home services; and adding new sections to chapter 70.128 RCW.

Referred to Committee on Health Care.

HB 1546 by Representatives Clibborn, Bailey, Cody, Skinner, Chase, Campbell, McIntire and Dickerson

AN ACT Relating to naturopathic physicians; amending RCW 18.36A.020 and 18.36A.040; and creating a new section.

Referred to Committee on Health Care.

HB 1547 by Representatives Miloscia, Sells, Pettigrew, Campbell, Hasegawa, McCoy, Darneille, Chase, Schual-Berke and Kenney

AN ACT Relating to housing assistance grants and loans; and amending RCW 43.185.070.

Referred to Committee on Housing.

HB 1548 by Representatives Clibborn, Bailey, Hinkle, Moeller, Buri, Morrell, Skinner, Lantz, Williams, Darneille, Murray, O'Brien, Rodne and Campbell

AN ACT Relating to special immunities; and amending RCW 4.24.260.

Referred to Committee on Judiciary.

HB 1549 by Representatives Morrell, Hinkle, Clibborn, Roach, Campbell, Roberts and Green

AN ACT Relating to optometry; amending RCW 18.53.010; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care.

HB 1550 by Representatives Santos, McCoy, P. Sullivan, McDermott, Roberts, Kagi, Hasegawa, Tom, Sells, Kenney, Kilmer and Talcott

AN ACT Relating to improving educational opportunities for low-income students; creating a new section; and making appropriations.

Referred to Committee on Education.

HB 1551 by Representatives Lovick, Pearson, O'Brien, Green, Darneille, Kristiansen, Morrell, B. Sullivan, Kirby, Ericks, Roberts, Flannigan, Hunt, McCoy, Chase, Hudgins, Blake, Sells, Moeller, Lantz, Miloscia, Conway, Santos, Dunshee, Shabro, Kilmer, Ahern, Skinner, Pettigrew, Takko, Kenney, Morris, Kessler, Simpson, Upthegrove, Haigh, Murray, Linville, Quall, McCune, Williams, Kagi, Walsh, Wallace, Fromhold, Armstrong, Appleton, P. Sullivan, Clibborn, Rodne, Campbell and Dickerson

AN ACT Relating to methamphetamine; and making appropriations.

Referred to Committee on Appropriations.

HB 1552 by Representatives Chase, Skinner, Green, P. Sullivan, O'Brien, Eickmeyer, McCune, Anderson, Newhouse, Sells, Kristiansen, McCoy, Rodne, Campbell and Talcott

AN ACT Relating to tuition waivers for veterans of the global war on terrorism; adding a new section to chapter 28B.15 RCW; and declaring an emergency.

Referred to Committee on Higher Education.

HB 1553 by Representatives Buri, Linville, Armstrong, Grant, Condotta, Orcutt, Quall, Kretz, Wallace, Haigh, Crouse and Morrell

AN ACT Relating to voluntary compliance with safety standards by small agricultural employers; and adding a new section to chapter 49.17 RCW.

Referred to Committee on Commerce & Labor.

HB 1554 by Representatives Morrell, Buri, Grant, Holmquist, Newhouse, McDonald, Conway, Blake, Quall, Linville and Miloscia

AN ACT Relating to the definition of "farm and agricultural land" for purposes of current use property taxation; and amending RCW 84.34.020.

Referred to Committee on Finance.

HB 1555 by Representatives Wallace, Newhouse, Haigh, Dunn, Takko, Grant, Blake, Quall, Linville, Conway, Orcutt and Kretz

AN ACT Relating to monetary assessments by drainage, diking, flood control, and mosquito control districts; amending RCW 17.28.255; and adding a new section to chapter 85.38 RCW.

Referred to Committee on Local Government.

HB 1556 by Representatives Kenney, Cox, Conway, Priest, Fromhold, Jarrett, Dunshee, Sells, Hasegawa, Ormsby, Buri, Chase, Rodne, Santos, Green and Hudgins

AN ACT Relating to membership on community college boards of trustees; and amending RCW 28B.50.100.

Referred to Committee on Higher Education.

HB 1557 by Representatives Conway, Ericks, Kessler, Campbell, Blake, Simpson, Ormsby, Morrell, Chase, P. Sullivan and Kenney

AN ACT Relating to expanding membership of the electrical board by appointment of one outside line worker; amending RCW 19.28.311; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 1558 by Representatives Blake, Conway, Kessler, Ericks, Simpson, Campbell and Ormsby

AN ACT Relating to applying RCW 41.56.430 through 41.56.490 to employees working under a site certificate issued under chapter 80.50 RCW; and adding a new section to chapter 41.56 RCW.

Referred to Committee on Commerce & Labor.

HB 1559 by Representatives Grant, Kirby, Fromhold, Curtis, Hunt, Hankins and Condotta

AN ACT Relating to designated smoking area requirements; amending RCW 70.160.040 and 70.160.050; and creating a new section.

Referred to Committee on Health Care.

HB 1560 by Representatives Sells, Campbell, Fromhold, McCoy and Chase

AN ACT Relating to tuition waivers for community college apprenticeship programs; and adding a new section to chapter 28B.50 RCW.

Referred to Committee on Higher Education.

HJM 4007 by Representatives Hudgins, McCoy, Conway, Wood, Upthegrove, Kilmer, Sells, Rodne, Simpson, Morrell, Darneille, Appleton, Chase, Williams, P. Sullivan, McDermott, O'Brien, Campbell, Hasegawa and Kenney

Requesting permanent health care for veterans with war-related problems.

Referred to Committee on State Government Operations & Accountability.

SB 5048 by Senators Oke, Brown, Keiser, Swecker, Kline, Morton, Rockefeller, Deccio, Thibaudeau, Finkbeiner, McAuliffe, Sheldon, Rasmussen, Spanel, Berkey, Eide, Doumit, Regala, Kohl-Welles, Jacobsen, Franklin, Haugen, Fraser, Kastama and Weinstein

AN ACT Relating to protecting the health of minors by prohibiting tobacco product sampling; amending RCW 70.155.010, 70.155.050, 70.155.090, 70.155.100, 82.24.120, and 82.24.230; creating a new section; repealing RCW 70.155.060 and 82.24.270; and prescribing penalties.

Referred to Committee on Health Care.

There being no objection, the bills and memorial listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

### REPORTS OF STANDING COMMITTEES

January 25, 2005

HB 1024 Prime Sponsor, Representative Kirby: Changing requirements for issuing salary warrants for judges. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

January 24, 2005

HB 1028 Prime Sponsor, Representative Conway: Providing for apprenticeship utilization requirements on public works projects. Reported by Committee on Commerce & Labor

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Conway, Chairman; Wood, Vice Chairman; Hudgins and McCoy.

MINORITY recommendation: Do not pass. Signed by Representatives Condotta, Ranking Minority Member; Crouse and Sump.

Passed to Committee on Rules for second reading.

January 25, 2005

HB 1050 Prime Sponsor, Representative Kenney: Creating a foster care endowed scholarship program. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kenney, Chairman; Sells, Vice Chairman; Cox, Ranking Minority Member; Buri; Fromhold; Hasegawa; Ormsby; Priest; Roberts; Rodne; Sommers and Walsh.

Referred to Committee on Appropriations.

January 25, 2005

HB 1055 Prime Sponsor, Representative Lantz: Enacting the Uniform Mediation Act. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

January 25, 2005

HB 1112 Prime Sponsor, Representative Quall: Creating an additional superior court position. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Referred to Committee on Appropriations.

January 25, 2005

HB 1125 Prime Sponsor, Representative Serben: Managing trusts and estates. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

January 25, 2005

HB 1139 Prime Sponsor, Representative Upthegrove: Preventing conflicts of interest for attorneys serving as pro tempore judges, commissioners, and guardians ad litem. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

January 25, 2005

HB 1183 Prime Sponsor, Representative Williams: Renaming the commission on supreme court reports.  
Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

January 25, 2005

HB 1202 Prime Sponsor, Representative Williams: Creating additional district court judge positions.  
Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

January 25, 2005

HB 1206 Prime Sponsor, Representative O'Brien: Repealing obsolete or superseded laws. Reported by  
Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Flannigan, Vice Chairman; Priest, Ranking Minority Member; Campbell; Kirby; Serben; Williams and Wood.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports sheet under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 10:00 a.m., January 28, 2005, the 19th Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk



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