

## SIXTIETH LEGISLATURE - REGULAR SESSION

## ELEVENTH DAY

House Chamber, Olympia, Thursday, January 18, 2007

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.

## INTRODUCTION &amp; FIRST READING

HB 1376 by Representatives Ericks, Haler, Takko, Pettigrew, Buri, Walsh, Kretz, Grant, Linville, Chandler, Kessler, McDonald, Morrell, Armstrong, Warnick, Newhouse, P. Sullivan and Chase

AN ACT Relating to a sales and use tax exemption for the nonhighway use of propane by farmers; amending RCW 82.08.865 and 82.12.865; and providing an effective date.

Referred to Committee on Finance.

HB 1377 by Representatives Pettigrew, Hinkle, Walsh, Haler, Kagi, Appleton, Warnick and Roberts; by request of Department of Social and Health Services

AN ACT Relating to the placement of children; amending RCW 13.34.130; and reenacting and amending RCW 74.15.020.

Referred to Committee on Early Learning & Children's Services.

HB 1378 by Representatives Cody, Priest, Campbell, Green, Morrell, Jarrett, Williams and Ormsby

AN ACT Relating to licensing specialty hospitals; adding a new section to chapter 70.41 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 1379 by Representatives Hinkle, Green, Campbell, Cody and Morrell

AN ACT Relating to the qualifications of an applicant for licensure as a hearing instrument fitter/dispenser; and amending RCW 18.35.040.

Referred to Committee on Health Care & Wellness.

HB 1380 by Representatives Hunter and McIntire; by request of Department of Revenue

AN ACT Relating to the printing and publishing business and occupation tax classification; amending RCW 82.04.250, 82.04.250, 82.04.270, 82.04.120, 82.04.240, 82.04.240, 82.04.460, 82.04.280, 82.04.280, 82.08.0253, 82.08.806, 82.08.820, 82.08.820, 82.12.020, and 35.102.150; amending 2006 c 300 s 12 (uncodified); reenacting and amending RCW 82.04.050 and 34.05.328; adding new sections to chapter 82.04 RCW; repealing RCW 82.04.214; providing effective dates; providing a contingent effective date; providing expiration dates; and providing a contingent expiration date.

Referred to Committee on Finance.

HB 1381 by Representatives Hasegawa, Orcutt, McIntire and Condotta; by request of Department of Revenue

AN ACT Relating to making changes of a technical nature to laws relating to taxes or tax programs, administered by the department of revenue; amending RCW 76.09.405, 82.04.250, 82.04.261, 82.04.294, 82.04.4281, 82.04.440, 82.04.4461, 82.04.4462, 82.04.530, 82.08.02745, 82.08.841, 82.12.0284, 82.12.841, 82.14B.020, 82.32.520, 82.32.545, 82.32.550, 82.32.555, 84.33.140, 84.34.108, 84.52.010, and 84.52.054; amending 2006 c 84 s 9 (uncodified); reenacting and amending RCW 82.04.050, 82.04.260, and 82.14B.030; reenacting RCW 82.32.600 and 82.32.600; creating a new section; repealing RCW 84.55.012 and 84.55.0121; repealing 2005 c 514 s 113, 2004 c 153 s 502, 2003 c 168 s 902, and 2002 c 67 s 18 (uncodified); repealing 2005 c 514 s 112 and 2003 c 168 s 503; providing an effective date; providing expiration dates; and providing a contingent expiration date.

Referred to Committee on Finance.

HB 1382 by Representatives Ericks, Hunter, Orcutt, McIntire and Condotta; by request of Department of Revenue

AN ACT Relating to the excise taxation of sales of tangible personal property originating from or destined to foreign countries; adding a new section to chapter 82.04 RCW;

adding a new section to chapter 82.08 RCW; and creating a new section.

Referred to Committee on Finance.

HB 1383 by Representatives Appleton, Campbell, Cody, Hinkle, Morrell, Walsh, Schual-Berke, Curtis, Green, Clibborn, Lantz, Moeller, Condotta, Hasegawa, Kagi and Santos

AN ACT Relating to preventing the spread of disease in body piercing practices through standard universal precautions and sterilization requirements; amending RCW 5.40.050; adding new sections to chapter 70.54 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Health Care & Wellness.

HB 1384 by Representatives Kenney, Roberts, Wallace, Hasegawa, Jarrett, Seaquist, Green, Upthegrove, Appleton, Ormsby, Quall, P. Sullivan, Chase, Conway and Simpson; by request of State Board for Community and Technical Colleges

AN ACT Relating to academic employee salary increments for community and technical colleges; adding new sections to chapter 28B.50 RCW; and creating a new section.

Referred to Committee on Higher Education.

HB 1385 by Representatives Jarrett, Priest, Wallace, Buri, Sells, Ormsby and Chase

AN ACT Relating to implementing a strategic direction for higher education by the year 2014; amending RCW 28B.10.784, 28B.15.067, 28B.92.010, 28B.92.020, 28B.45.014, 28B.50.820, 28B.50.810, 28B.50.140, 28B.15.069, 28B.50.090, and 28B.76.290; adding a new section to chapter 28B.10 RCW; adding a new chapter to Title 28B RCW; creating a new section; and repealing RCW 28B.10.776, 28B.10.778, 28B.10.780, 28B.10.782, 28B.10.786, 28B.45.060, 28B.45.080, and 28B.76.270.

Referred to Committee on Higher Education.

HB 1386 by Representatives McCune, Ahern, Sump, Kristiansen, Dunn, Roach and Warnick

AN ACT Relating to designating an official state Christmas tree; and adding a new section to chapter 1.20 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 1387 by Representatives Dickerson, Darneille, Roberts, McCoy, Hasegawa, Kagi, Appleton, Ormsby, Goodman and Moeller

AN ACT Relating to medicaid coverage for youth temporarily placed in juvenile detention; adding a new section to chapter 74.09 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 1388 by Representatives McDonald, Ericks, Morrell, Ormsby and Moeller

AN ACT Relating to a contractor's use of another contractor's registration number; amending RCW 18.27.020; and prescribing penalties.

Referred to Committee on Commerce & Labor.

HB 1389 by Representatives McDonald, Ericks, Morrell and Ormsby

AN ACT Relating to contractor advertising; and amending RCW 18.27.100.

Referred to Committee on Commerce & Labor.

HB 1390 by Representatives Armstrong, Lovick, Ericks, Alexander, Linville, Takko, Williams, Kessler, P. Sullivan, Schual-Berke, VanDeWege and Moeller

AN ACT Relating to the use of headlights on certain roads; and amending RCW 46.37.020.

Referred to Committee on Transportation.

HB 1391 by Representatives Eddy, Ross, Curtis, Jarrett, Morrell and B. Sullivan

AN ACT Relating to filling vacancies in the office of mayor; and amending RCW 35.23.101, 35.23.191, 35.27.140, and 35A.12.050.

Referred to Committee on Local Government.

HB 1392 by Representatives Moeller, Curtis, B. Sullivan, Appleton, Chase and Schual-Berke

AN ACT Relating to medical insurance for city officials; and amending RCW 41.04.190.

Referred to Committee on Local Government.

HB 1393 by Representatives Williams, Roach, Hurst, Green, Ormsby, Chase, VanDeWege, Kelley, Simpson and Santos

AN ACT Relating to record checks for developmental disabilities service providers; and adding a new section to chapter 71A.12 RCW.

Referred to Committee on Human Services.

HB 1394 by Representatives Williams, Roach, O'Brien, Hurst, Ormsby, Chase and Simpson

AN ACT Relating to training medical students to work with patients with developmental disabilities; and creating a new section.

Referred to Committee on Higher Education.

HB 1395 by Representatives Appleton, Hankins, Darneille, Skinner, Morrell, Hunt, Walsh, Williams, Schual-Berke, Cody, Kenney, Moeller, Hasegawa, Upthegrove, Ormsby, Chase and Santos

AN ACT Relating to out-of-state physicians recommending medical marijuana for patients facing terminal or debilitating medical conditions; amending RCW 69.51A.010; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 1396 by Representatives Flannigan, Jarrett, B. Sullivan, Upthegrove, Rodne, Eddy, Kagi, Chase and Schual-Berke

AN ACT Relating to a single ballot proposition for regional transportation investment districts and regional transit authorities at the 2007 general election; amending RCW 36.120.070 and 81.112.030; adding a new section to chapter 29A.36 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Transportation.

HB 1397 by Representatives Campbell, Kenney, Curtis, Cody and Upthegrove

AN ACT Relating to the definition of massage therapy; and amending RCW 18.108.010.

Referred to Committee on Health Care & Wellness.

HB 1398 by Representatives Fromhold, Wallace, Anderson, McDonald, Pedersen and Chase; by request of University of Washington

AN ACT Relating to the University of Washington's and Washington State University's local borrowing authority; adding a new chapter to Title 28B RCW; and declaring an emergency.

Referred to Committee on Capital Budget.

HB 1399 by Representatives Conway, Green, Kenney, Sells, Wood, Williams, Hasegawa, McCoy, Morrell, Moeller, Chase, Wallace, P. Sullivan, Haler, Strow, Fromhold, Walsh, Hankins, Grant, Appleton, Ormsby, Miloscia and Simpson

AN ACT Relating to collective bargaining for certain employees of institutions of higher education and related boards; and amending RCW 41.80.005.

Referred to Committee on Commerce & Labor.

HB 1400 by Representatives B. Sullivan, Clibborn, Ericks, Quall, Springer, Kagi, Upthegrove, Takko, Kessler, Chase, VanDeWege and Moeller

AN ACT Relating to excluding from the definition of body-gripping traps those traps commonly used to capture certain burrowing mammals; and amending RCW 77.15.192.

Referred to Committee on Agriculture & Natural Resources.

HB 1401 by Representatives Pettigrew, Springer, Dunn, McCune, Miloscia, Chase and Santos

AN ACT Relating to land acquisition for affordable housing development; adding new sections to chapter 43.185A RCW; creating a new section; and making an appropriation.

Referred to Committee on Housing.

HB 1402 by Representatives Wallace, Dunn and Orcutt

AN ACT Relating to private carriers of solid waste; and amending RCW 81.77.010.

Referred to Committee on Transportation.

HB 1403 by Representatives O'Brien, Hinkle, Condotta, Fromhold, Ahern, McCune and Warnick

AN ACT Relating to snowmobile registration; and amending RCW 46.10.020.

Referred to Committee on Transportation.

HB 1404 by Representatives Wallace, Hinkle, Condotta, O'Brien, Fromhold, Ahern, McCune and Warnick

AN ACT Relating to providing a sales tax exemption for trail grooming on private and state-owned land; and adding a new section to chapter 82.08 RCW.

Referred to Committee on Finance.

HB 1405 by Representatives Wallace, Hinkle, Condotta, O'Brien, Fromhold, McCune and Ahern

AN ACT Relating to the fuel tax rate used to determine fuel tax distributions to fund nonhighway expenditures; and amending RCW 46.10.170.

Referred to Committee on Transportation.

HB 1406 by Representatives Conway, Wood and Green; by request of Employment Security Department

AN ACT Relating to reporting, penalty, and corporate officer provisions of the unemployment insurance system; amending RCW 50.12.070, 50.29.021, 50.12.220, 50.04.165, 50.04.310, 50.12.070, 50.20.070, 50.04.245, 50.24.170, and 50.04.080; adding a new section to chapter 50.12 RCW; adding new sections to chapter 50.04 RCW; adding a new section to chapter 50.24 RCW; creating new sections; prescribing penalties; and providing an effective date.

Referred to Committee on Commerce & Labor.

HB 1407 by Representatives Conway, Wood and Green; by request of Employment Security Department

AN ACT Relating to funding the administration of Title 50 RCW, unemployment compensation; amending RCW 50.20.190, 50.24.014, 50.29.063, and 50.16.010; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 1408 by Representatives Orcutt, B. Sullivan, Kretz, Blake, Armstrong, Chandler, Pearson and Takko

AN ACT Relating to the conversion of forest land to nonforestry uses; amending RCW 76.09.060, 76.09.070, 76.09.065, 76.09.067, and 76.09.240; and adding new sections to chapter 76.09 RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 1409 by Representatives B. Sullivan, Orcutt, Kretz and Takko

AN ACT Relating to the transfer of jurisdiction over conversion-related forest practices to local governments; amending RCW 76.09.240; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 1410 by Representatives McCune, Campbell and VanDeWege

AN ACT Relating to changing the burden of proof on certain property tax appeals; amending RCW 84.40.0301; and creating a new section.

Referred to Committee on Finance.

HB 1411 by Representatives Santos, Orcutt, Upthegrove, Roach, Ericks, Condotta, Pettigrew, Hasegawa, Kristiansen, Williams, Kessler and Ormsby

AN ACT Relating to sales and use tax exemptions for amenities purchased by lodging businesses for use by lodging guests; adding a new section to chapter 82.08 RCW; and adding a new section to chapter 82.12 RCW.

Referred to Committee on Finance.

HB 1412 by Representatives Eddy, Curtis, Simpson and Upthegrove; by request of Department of Ecology

AN ACT Relating to providing a one-year extension for shoreline master program updates in RCW 90.58.080; and amending RCW 90.58.080.

Referred to Committee on Local Government.

HB 1413 by Representatives Eddy, Simpson and Curtis; by request of Department of Ecology

AN ACT Relating to changing the definition of floodway in the shoreline management act; and amending RCW 90.58.030.

Referred to Committee on Local Government.

HB 1414 by Representatives Cody, Green, Morrell, Moeller, Schual-Berke and Campbell

AN ACT Relating to licensing ambulatory surgical facilities; amending RCW 70.56.010, 18.130.070, 18.71.0195, 70.170.010, 70.170.020, 70.170.060, and 70.170.080; reenacting and amending RCW 43.70.510, 70.41.200, and 42.56.360; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Health Care & Wellness.

HB 1415 by Representatives Cody, Green, Morrell, Moeller and Campbell

AN ACT Relating to activities to support the certificate of need program; amending RCW 70.38.015, 70.38.025, 70.38.095, 70.38.115, 70.38.125, 70.38.135, and 70.38.105; adding new sections to chapter 70.38 RCW; adding a new chapter to Title 43 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 1416 by Representatives Grant, Chandler, Linville, Newhouse, Warnick and VanDeWege

AN ACT Relating to standards and grades for fruits and vegetables; and amending 2005 c 234 s 1 (uncodified).

Referred to Committee on Agriculture & Natural Resources.

HB 1417 by Representatives Lovick, Roach, Simpson, Hurst, O'Brien, Eddy, Ericks, Eickmeyer, Kelley, VanDeWege, Pedersen, Sells, Hankins, B. Sullivan, Dickerson, Rodne, Springer, Appleton, Rolfes, Hudgins, Pettigrew, Williams, Kessler, Green, Ormsby, P. Sullivan and Santos

AN ACT Relating to Washington state patrol survivor benefits; amending RCW 43.43.285 and 41.05.011; and amending 2006 c 345 s 2 (uncodified).

Referred to Committee on Appropriations.

HB 1418 by Representatives Lovick, Campbell, Lantz, O'Brien, Upthegrove and Williams

AN ACT Relating to the keeping of dangerous wild animals; adding a new chapter to Title 16 RCW; and prescribing penalties.

Referred to Committee on Judiciary.

HB 1419 by Representatives McCoy, Jarrett, Hudgins, Campbell, Chase, Dunshee, Hunt, Upthegrove, Williams, Hasegawa, Schual-Berke, Simpson and Santos

AN ACT Relating to hazardous waste releases and cleanup at other sites requiring twenty or more years to remediate; adding new sections to chapter 70.105 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Select Committee on Environmental Health.

HB 1420 by Representatives Kelley, Hailey, Chandler, Warnick, Hunt, Armstrong, Green, Miloscia, Appleton, Ormsby and Moeller; by request of Secretary of State

AN ACT Relating to primary election ballots; and amending RCW 29A.04.008, 29A.36.104, 29A.36.106, and 29A.52.151.

Referred to Committee on State Government & Tribal Affairs.

HB 1421 by Representatives Green, Miloscia, Kretz, Armstrong, Appleton, Kessler, Ormsby, Warnick and Moeller; by request of Secretary of State

AN ACT Relating to modifying the provisions of the address confidentiality program; and amending RCW 40.24.020, 40.24.030, 40.24.040, 40.24.060, and 40.24.070.

Referred to Committee on State Government & Tribal Affairs.

HB 1422 by Representatives Roberts, Dickerson, Appleton, Walsh, Haler, Darneille, Lovick, Pettigrew, Quall, Hasegawa, Sells, Goodman, Eddy, Green, O'Brien, Chase, Kagi, Ormsby and Santos

AN ACT Relating to children and families of incarcerated parents; adding a new section to chapter 72.09 RCW; adding a new section to chapter 74.04 RCW; adding a new section to chapter 43.215 RCW; adding a new section to chapter 28A.300 RCW; adding a new section to chapter 43.63A RCW; creating a new section; and making appropriations.

Referred to Committee on Human Services.

HB 1423 by Representatives McCoy, Hunt, VanDeWege and Upthegrove

AN ACT Relating to small rainwater collection facilities; and amending RCW 90.03.250 and 90.03.370.

Referred to Committee on Agriculture & Natural Resources.

HB 1424 by Representatives McCoy, VanDeWege and Chase

AN ACT Relating to rainwater collection facilities; and adding a new section to chapter 90.03 RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 1425 by Representatives Kagi, Walsh, Roberts, Appleton, Dickerson, Haler, Darneille, Pettigrew, Hinkle, Ormsby and Moeller

AN ACT Relating to permanency planning hearings; and amending RCW 13.34.145.

Referred to Committee on Early Learning & Children's Services.

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

#### COMMITTEE ASSIGNMENTS

The Speaker (Representative Lovick presiding) announced the following committee assignments:

Representative Walsh was appointed as the Assistant Ranking Minority Member on the Committee on Early Learning & Children's Services.

Representative Warnick was appointed as the Assistant Ranking Minority Member on the Committee on Appropriations Subcommittee on General Government and Audit Review.

#### REPORTS OF STANDING COMMITTEES

January 18, 2007

HB 1025 Prime Sponsor, Representative Rolfes: Recommending authorization for projects by the public works board. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Fromhold, Chairman; Ormsby, Vice Chairman; McDonald, Ranking Minority Member; Newhouse, Assistant Ranking Minority Member; Blake; Chase; Dunshee; Eickmeyer; Flannigan; Goodman; Hankins; Hasegawa; Kelley; McCune; Orcutt; Pearson; Pedersen; Schual-Berke; Sells; Skinner; Strow and Upthegrove.

January 16, 2007

HB 1051 Prime Sponsor, Representative Upthegrove: Expanding high school completion programs. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Quall, Chairman; Barlow, Vice Chairman; Priest, Ranking Minority Member; Haigh; McDermott; Roach; Santos and P. Sullivan.

MINORITY recommendation: Without recommendation. Signed by Representatives Anderson, Assistant Ranking Minority Member.

January 17, 2007

HB 1168 Prime Sponsor, Representative Roach: Regarding disorderly conduct. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Goodman, Vice Chairman; Rodne, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Ahern; Kirby; Moeller; Ross and Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Pedersen.

There being no objection, the bills listed on the day's committee reports sheet under the fifth order of business were placed on the Second Reading calendar.

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 19, 2007, the 12th Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk

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