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## TWENTY SECOND DAY

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House Chamber, Olympia, Monday, February 1, 2010

The House was called to order at 10:00 a.m. by the Speaker (Representative Morris presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by the Columbia River Young Marines Color Guard, Tri Cities. The Speaker (Representative Morris presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Dan Moushey, Community Bible Church, Granite Falls.

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

### RESOLUTION

#### **HOUSE RESOLUTION NO. 4667, by Representatives DeBolt and Alexander**

WHEREAS, The House of Representatives of the State of Washington recognizes excellence in all forms of endeavors; and

WHEREAS, On Saturday, December 5, 2009, the Adna Pirates, lead by coach K.C. Johnson, showed excellence by capturing the Class 2B Football State Championship; and

WHEREAS, Adna quarterback Kyle Grosshans, passed for 111 yards and two touchdowns, made two interceptions on defense, and also scored on a crucial 32-yard run with 43 seconds left in the game with Adna facing fourth down and 2; and

WHEREAS, Adna head coach K.C. Johnson said, "They love their football . . . It's a great place to be. I've been at 4A schools and 3A schools. I stay at this school because of their love for the game. These farm boys know how to bring it."; and

WHEREAS, This was Adna's first state championship game appearance since the Pirates beat Columbia-Hunters for the 1989 title; and

WHEREAS, Adna fans filled much of the north seating in the Dome, many wearing blue t-shirts that read: "Pirate Nation. No Place Like Dome."; and

WHEREAS, Afterward, Adna players took turns touching the big gold football that rests atop the state championship trophy savoring the moment;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives recognize and honor Adna Pirates Football Team Members and Coaches for the exceptional accomplishment in winning the Class 2B Championship in December 2009; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the Adna Pirates team coach K.C. Johnson and the Adna High School Principal Jim Forrest.

Representative Alexander moved adoption of House Resolution No. 4667.

Representatives Alexander and Blake spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4667 was adopted.

### INTRODUCTIONS AND FIRST READING

HB 3156 by Representative Van De Wege

AN ACT Relating to authorizing the department of archaeology and historic preservation to impose a fee for access to certain online report systems; reenacting and amending RCW 43.84.092; and adding new sections to chapter 43.334 RCW.

Referred to Committee on General Government Appropriations.

HB 3157 by Representatives Hunter, Ericks and Conway

AN ACT Relating to the state business and occupation tax; amending RCW 82.04.220, 82.04.2907, and 82.04.460; adding new sections to chapter 82.04 RCW; creating new sections; and providing an effective date.

Referred to Committee on Finance.

HB 3158 by Representative O'Brien

AN ACT Relating to prohibiting the sale and use of lead sinkers and jigs; adding a new chapter to Title 77 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Agriculture & Natural Resources.

HB 3159 by Representative Takko

AN ACT Relating to authorizing the department of archaeology and historic preservation to impose a fee for access to certain online report systems; reenacting and amending RCW 43.84.092; and adding new sections to chapter 43.334 RCW.

Referred to Committee on General Government Appropriations.

HB 3160 by Representatives Darneille and Takko

AN ACT Relating to payments in lieu of taxes for lands owned by the department of fish and wildlife; amending RCW 77.12.203; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

HB 3161 by Representatives Hasegawa, Chase, Appleton, Roberts and Simpson

AN ACT Relating to community reinvestment of oil windfall profits; amending RCW 43.325.020, 70.94.017, 82.04.230,

82.04.240, 82.04.240, 82.04.250, 82.04.250, 82.04.255, 82.04.270, 82.04.280, 82.04.280, 82.04.290, 39.35C.020, 39.35C.100, 82.03.130, and 82.03.140; amending 2009 c 461 s 9 (uncodified); reenacting and amending RCW 43.325.040; adding a new title to the Revised Code of Washington to be codified as Title 82A RCW; adding a new section to chapter 82.04 RCW; adding a new section to chapter 39.35C RCW; adding a new section to chapter 43.21F RCW; prescribing penalties; providing effective dates; providing a contingent effective date; providing expiration dates; and providing contingent expiration dates.

Referred to Committee on Finance.

HB 3162 by Representatives Hasegawa, Hudgins, Chase, Simpson, Dickerson and Goodman

AN ACT Relating to authorizing the creation of a state bank; amending RCW 42.56.270, 42.56.400, and 43.08.150; adding a new chapter to Title 43 RCW; and providing a contingent effective date.

Referred to Committee on Financial Institutions & Insurance.

SB 5582 by Senators Parlette and Becker

AN ACT Relating to the Washington state patrol chief for a day program; adding a new section to chapter 43.43 RCW; and creating a new section.

Referred to Committee on Public Safety & Emergency Preparedness.

SB 6218 by Senators Fraser and Brandland

AN ACT Relating to modifying the local option capital asset lending program to authorize state use of certain voter approved excess tax levies to pay financing contracts and to clarify program participants; amending RCW 39.94.020, 39.94.030, and 84.52.056; and creating a new section.

Referred to Committee on Capital Budget.

SB 6219 by Senator Berkey

AN ACT Relating to funding sources for time certificate of deposit investments; and amending RCW 43.86A.030.

Referred to Committee on Financial Institutions & Insurance.

SB 6220 by Senators Fraser and Brandland

AN ACT Relating to determination of the terms and conditions of bonds, notes, and other evidences of indebtedness of the state of Washington; and amending RCW 39.42.030 and 43.33.130.

Referred to Committee on Capital Budget.

SSB 6248 by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Fairley, Rockefeller, Kohl-Welles, Kline and Ranker)

AN ACT Relating to the use of bisphenol A; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Environmental Health.

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.

## REPORTS OF STANDING COMMITTEES

January 26, 2010

EHB 1547 Prime Sponsor, Representative Bailey: Increasing the duty-related death benefit for public employees. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Representatives Linville, Chair; Ericks, Vice Chair; Sullivan, Vice Chair; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Chandler; Cody; Conway; Darneille; Haigh; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Pettigrew; Priest; Ross; Schmick and Seaquist.

Passed to Committee on Rules for second reading.

January 26, 2010

EHB 1679 Prime Sponsor, Representative Simpson: Providing access to catastrophic disability medical insurance under plan 2 of the law enforcement officers' and firefighters' retirement system. Reported by Committee on Ways & Means

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Linville, Chair; Ericks, Vice Chair; Sullivan, Vice Chair; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Chandler; Cody; Conway; Darneille; Haigh; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Pettigrew; Priest; Ross; Schmick and Seaquist.

January 28, 2010

HB 2408 Prime Sponsor, Representative Angel: Requiring notice to property owners when a county, city, or town modifies its zoning requirements. Reported by Committee on Local Government & Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 27, 2010

HB 2412 Prime Sponsor, Representative Nelson: Addressing fully contained communities authorized under the growth management act. Reported by Committee on Local Government & Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; DeBolt,

Assistant Ranking Minority Member; Miloscia; Springer; Upthegrove; White and Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Angel, Ranking Minority Member; Fagan and Short.

Passed to Committee on Rules for second reading.

Member; Smith, Assistant Ranking Minority Member; Jacks; Kretz; Nelson; Pearson; Rolfes and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Ormsby, Vice Chair; Liias; McCoy and Van De Wege.

Referred to Committee on Capital Budget.

January 27, 2010

HB 2416 Prime Sponsor, Representative Morris: Establishing energy efficiency standards for consumer products. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives McCoy, Chair; Finn, Vice Chair; Eddy; Hasegawa; Hudgins; Jacks; Morris; Takko and Van De Wege.

MINORITY recommendation: Without recommendation. Signed by Representatives Crouse, Ranking Minority Member; Haler, Assistant Ranking Minority Member; Carlyle; Condotta; Hinkle; McCune; Nealey and Taylor.

Passed to Committee on Rules for second reading.

January 28, 2010

HB 2504 Prime Sponsor, Representative Eddy: Concerning minimum renewable fuel content requirements. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives McCoy, Chair; Finn, Vice Chair; Haler, Assistant Ranking Minority Member; Carlyle; Eddy; Hudgins; Jacks; Morris; Nealey; Takko and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Crouse, Ranking Minority Member; Condotta; Hasegawa; Hinkle; McCune and Taylor.

Referred to Committee on Transportation.

January 27, 2010

HB 2428 Prime Sponsor, Representative Takko: Concerning fees for locating surplus funds from county governments, real estate property taxes, assessments, and other government lien foreclosures or charges. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 28, 2010

HB 2509 Prime Sponsor, Representative Short: Authorizing the department of natural resources to use certain funds to ensure that firefighting equipment does not spread noxious weeds. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Smith, Assistant Ranking Minority Member; Jacks; Kretz; Nelson; Pearson; Rolfes and Warnick.

MINORITY recommendation: Do not pass. Signed by Representatives Liias; McCoy and Van De Wege.

Referred to Committee on General Government Appropriations.

January 28, 2010

HB 2447 Prime Sponsor, Representative Appleton: Prohibiting the public disclosure of public employee photographs. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Armstrong, Ranking Minority Member; Alexander; Flannigan; Hurst; Miloscia and Taylor.

Referred to Committee on Ways & Means.

January 28, 2010

HB 2525 Prime Sponsor, Representative Nealey: Concerning public facilities districts created by at least two city or county legislative authorities. Reported by Committee on Community & Economic Development & Trade

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kenney, Chair; Maxwell, Vice Chair; Smith, Ranking Minority Member; Chase; Moeller; Orcutt; Parker and Probst.

MINORITY recommendation: Without recommendation. Signed by Representative Liias.

Passed to Committee on Rules for second reading.

January 28, 2010

HB 2485 Prime Sponsor, Representative Kretz: Regarding the purchase of land by the department of fish and wildlife. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Chandler, Ranking Minority

January 28, 2010

HB 2556 Prime Sponsor, Representative Fagan: Regarding financial security requirements under chapter 22.09 RCW. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Smith, Assistant Ranking Minority Member; Jacks; Kretz; Liias; McCoy; Nelson; Pearson; Rolfes; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 28, 2010  
HB 2573 Prime Sponsor, Representative Simpson: Clarifying regional transit authority facilities as essential public facilities. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Miloscia; Springer; White and Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Short and Upthegrove.

Passed to Committee on Rules for second reading.

January 28, 2010  
HB 2574 Prime Sponsor, Representative White: Concerning annexations by cities and code cities located within the boundaries of a regional transit authority. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

MINORITY recommendation: Do not pass. Signed by Representative DeBolt, Assistant Ranking Minority Member.

Referred to Committee on Transportation.

January 28, 2010  
HB 2598 Prime Sponsor, Representative Takko: Concerning the disposal of dredged riverbed materials from the Mount St. Helen's eruption. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Ormsby, Vice Chair; Chandler, Ranking Minority Member; Smith, Assistant Ranking Minority Member; Jacks; Kretz; Liias; McCoy; Nelson; Pearson; Rolfes; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 28, 2010  
HB 2661 Prime Sponsor, Representative Hudgins: Regarding the Washington State University

extension energy program's plant operations support program. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives McCoy, Chair; Finn, Vice Chair; Crouse, Ranking Minority Member; Haler, Assistant Ranking Minority Member; Carlyle; Condotta; Eddy; Hasegawa; Hinkle; Hudgins; Jacks; McCune; Morris; Nealey; Takko; Taylor and Van De Wege.

Passed to Committee on Rules for second reading.

January 27, 2010  
HB 2684 Prime Sponsor, Representative Kenney: Establishing opportunity centers at community colleges. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Wallace, Chair; Anderson, Ranking Minority Member; Carlyle; Driscoll; Hasegawa and White.

MINORITY recommendation: Without recommendation. Signed by Representatives Schmick, Assistant Ranking Minority Member; Angel and Haler.

Referred to Committee on Ways & Means.

January 28, 2010  
HB 2735 Prime Sponsor, Representative Goodman: Encouraging the need for representation of children in dependency matters. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Pedersen, Chair; Goodman, Vice Chair; Rodne, Ranking Minority Member; Shea, Assistant Ranking Minority Member; Flannigan; Kelley; Kirby; Ormsby; Roberts; Ross and Warnick.

Passed to Committee on Rules for second reading.

January 28, 2010  
HB 2742 Prime Sponsor, Representative Goodman: Addressing accountability for persons driving under the influence of intoxicating liquor or drugs. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Pedersen, Chair; Goodman, Vice Chair; Rodne, Ranking Minority Member; Shea, Assistant Ranking Minority Member; Flannigan; Kelley; Kirby; Ormsby; Roberts; Ross and Warnick.

Referred to Committee on Transportation.

January 26, 2010  
HB 2877 Prime Sponsor, Representative Moeller: Authorizing payment of regulated company stock in lieu of a portion of salary for educational employees. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Representatives Linville, Chair; Ericks, Vice Chair; Sullivan, Vice Chair; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Chandler; Cody; Conway; Darneille; Haigh; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Pettigrew; Priest; Ross; Schmick and Seaquist.

Passed to Committee on Rules for second reading.

January 26, 2010

HB 2937 Prime Sponsor, Representative Clibborn: Modifying the transportation system policy goals to include economic vitality. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Lias, Vice Chair; Roach, Ranking Minority Member; Rodne, Assistant Ranking Minority Member; Armstrong; Campbell; Dickerson; Driscoll; Eddy; Ericksen; Finn; Flannigan; Herrera; Johnson; Klippert; Kristiansen; Nealey; Rolfes; Sells; Shea; Simpson; Springer; Takko; Upthegrove; Williams and Wood.

Passed to Committee on Rules for second reading.

January 27, 2010

HB 2986 Prime Sponsor, Representative Simpson: Requiring the appointment of nonvoting labor members to public transportation governing bodies. Reported by Committee on Local Government & Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Miloscia; Springer; Upthegrove; White and Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan and Short.

Passed to Committee on Rules for second reading.

January 28, 2010

HB 2988 Prime Sponsor, Representative Simpson: Regarding local improvement districts in flood control zone districts. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Springer; Upthegrove; White and Williams.

MINORITY recommendation: Do not pass. Signed by Representative Short.

Passed to Committee on Rules for second reading.

January 28, 2010

HB 3060 Prime Sponsor, Representative Simpson: Modifying surplus line coverage provisions.

Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Kelley, Vice Chair; Bailey, Ranking Minority Member; Parker, Assistant Ranking Minority Member; Hurst; McCoy; Nelson; Roach; Rodne; Santos and Simpson.

Passed to Committee on Rules for second reading.

January 27, 2010

HJM 4027 Prime Sponsor, Representative Hasegawa: Requesting that a retired space shuttle orbiter be transferred to Washington's museum of flight. Reported by Committee on Community & Economic Development & Trade

MAJORITY recommendation: Do pass. Signed by Representatives Kenney, Chair; Maxwell, Vice Chair; Smith, Ranking Minority Member; Chase; Moeller; Orcutt; Parker and Probst.

Passed to Committee on Rules for second reading.

January 28, 2010

HJM 4029 Prime Sponsor, Representative Bailey: Requesting certain federal entities to actively support certain community bank policies and legislation. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kirby, Chair; Kelley, Vice Chair; Bailey, Ranking Minority Member; Parker, Assistant Ranking Minority Member; Hurst; McCoy; Nelson; Roach; Rodne; Santos and Simpson.

Passed to Committee on Rules for second reading.

There being no objection, the bills and memorial listed on the day's committee reports under the fifth order of business were referred to the committees so designated with the exception of ENGROSSED HOUSE BILL NO. 1679 which was placed on the second reading calendar.

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

There being no objection, the Committee on General Government Appropriations was relieved of HOUSE BILL NO. 2688, and the bill was passed to the Committee on Rules.

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

There being no objection, the House adjourned until 9:55 a.m., February 2, 2010, the 23rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk



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3161	Introduction & 1st Reading .....	1
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