
THIRTY EIGHTH DAY

House Chamber, Olympia, Wednesday, February 17, 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 a Sergeant at Arms Color Guard, Pages Jessica and Luke Olsen. The Speaker (Representative Morris presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Imam Benjamin Shabazz, Al Islam Center, Seattle.

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

MESSAGES FROM THE SENATE

February 16, 2010

Mr. Speaker:

The Senate has passed:

SENATE BILL 5908
SUBSTITUTE SENATE BILL 6192
SENATE BILL 6275
SENATE BILL 6277
SUBSTITUTE SENATE BILL 6299
SENATE BILL 6308
SUBSTITUTE SENATE BILL 6371
ENGROSSED SUBSTITUTE SENATE BILL 6392
ENGROSSED SUBSTITUTE SENATE BILL 6402
SUBSTITUTE SENATE BILL 6416
SUBSTITUTE SENATE BILL 6510
SUBSTITUTE SENATE BILL 6524
SENATE BILL 6540
ENGROSSED SUBSTITUTE SENATE BILL 6582
SUBSTITUTE SENATE BILL 6584
SUBSTITUTE SENATE BILL 6662
SENATE BILL 6745
ENGROSSED SENATE BILL 6764
SECOND SUBSTITUTE SENATE BILL 6790
SUBSTITUTE SENATE BILL 6831
SENATE JOINT RESOLUTION 8225

and the same are herewith transmitted.

Thomas Hoemann, Secretary

February 16, 2010

Mr. Speaker:

The Senate has passed:

ENGROSSED SENATE BILL 6261
ENGROSSED SECOND SUBSTITUTE SENATE BILL 6267
ENGROSSED SUBSTITUTE SENATE BILL 6499
ENGROSSED SUBSTITUTE SENATE BILL 6522
ENGROSSED SUBSTITUTE SENATE BILL 6533

and the same are herewith transmitted.

Thomas Hoemann, Secretary

INTRODUCTIONS AND FIRST READING

SSB 5237 by Senate Committee on Higher Education & Workforce Development (originally sponsored by Senators Shin, Kilmer, Berkey, Kastama, Sheldon, Hobbs, Kauffman, Schoesler, Franklin and Fraser)

AN ACT Relating to an accelerated baccalaureate degree program; adding a new section to chapter 28B.10 RCW; and creating a new section.

Referred to Committee on Higher Education.

SB 5908 by Senators Kohl-Welles, Roach and Keiser

AN ACT Relating to interest arbitration for employees of juvenile court services administered under 13.20.060; and amending RCW 41.56.030.

Referred to Committee on Commerce & Labor.

SSB 6192 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Marr and Brandland)

AN ACT Relating to the modification of restitution in juvenile cases; and amending RCW 13.40.190.

Referred to Committee on Human Services.

SSB 6251 by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senator Benton)

AN ACT Relating to nonresident surplus line brokers and insurance producers; amending RCW 48.15.070, 48.15.073, 48.17.173, and 48.17.250; adding a new section to chapter 48.02 RCW; and providing an effective date.

Referred to Committee on Financial Institutions & Insurance.

SB 6277 by Senators Zarelli and Regala

AN ACT Relating to disposition of human remains; and amending RCW 68.50.160.

Referred to Committee on Judiciary.

SSB 6299 by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Schoesler, Hatfield and Shin)

AN ACT Relating to animal inspection; amending RCW 16.36.005, 16.36.050, 16.36.060, 16.57.010, 16.57.160, 16.57.220, 16.57.240, 16.57.243, 16.57.245, 16.57.280, and 16.57.290; adding a new section to chapter 16.36 RCW; and adding a new section to chapter 16.57 RCW.

Referred to Committee on Agriculture & Natural Resources.

SB 6308 by Senators Carrell, King, Marr, Stevens, Becker and Roach

AN ACT Relating to controlling computer access by residents of the special commitment center; and amending RCW 71.09.080.

Referred to Committee on Public Safety & Emergency Preparedness.

SSB 6309 by Senate Committee on Judiciary (originally sponsored by Senators Carrell, King and Roach)

AN ACT Relating to including persons acquitted by reason of insanity within the slayer statute; and amending RCW 11.84.010.

Referred to Committee on Judiciary.

SSB 6349 by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Ranker, Holmquist, Haugen, Hobbs, Becker, Shin and Roach)

AN ACT Relating to a farm internship program; amending RCW 49.46.010 and 50.04.150; adding a new section to chapter 51.16 RCW; and adding a new chapter to Title 49 RCW.

Referred to Committee on Commerce & Labor.

SSB 6371 by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators McDermott and Berkey)

AN ACT Relating to money transmitters; and amending RCW 19.230.010, 19.230.020, 19.230.050, 19.230.060, 19.230.070, 19.230.110, 19.230.170, 19.230.180, 19.230.200, 19.230.210, 19.230.320, and 19.230.330.

Referred to Committee on Financial Institutions & Insurance.

ESSB 6392 by Senate Committee on Transportation (originally sponsored by Senators Tom, Swecker, Oemig, Holmquist, Jacobsen, Haugen and Marr)

AN ACT Relating to the use of revenue generated from tolling the state route number 520 corridor; amending RCW 47.56.870 and 47.56.875; adding a new section to chapter 47.56 RCW; and creating a new section.

Referred to Committee on Transportation.

SSB 6395 by Senate Committee on Judiciary (originally sponsored by Senators Kline, Kauffman and Kohl-Welles)

AN ACT Relating to lawsuits aimed at chilling the valid exercise of the constitutional rights of speech and petition; adding a new section to chapter 4.24 RCW; creating new sections; and prescribing penalties.

Referred to Committee on Judiciary.

ESSB 6402 by Senate Committee on Environment, Water & Energy (originally sponsored by Senator Sheldon)

AN ACT Relating to the consolidation of permit exempt wells; and amending RCW 90.44.105.

Referred to Committee on Agriculture & Natural Resources.

SSB 6416 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Roach, Hargrove and Stevens)

AN ACT Relating to relatives in dependency proceedings; amending RCW 13.34.060; reenacting and amending RCW 13.34.130; adding a new section to chapter 13.34 RCW; and creating a new section.

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

SB 6453 by Senators Hobbs, Delvin, Shin and Roach

AN ACT Relating to shared leave for members of the law enforcement officers' and firefighters' retirement system, plan 2; and adding a new section to chapter 41.26 RCW.

Referred to Committee on Ways & Means.

SSB 6470 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Kauffman, Hargrove, Prentice, Gordon, Regala, Keiser, McAuliffe, Stevens and Kline)

AN ACT Relating to the burdens of proof required in dependency matters affecting Indian children; amending RCW 13.34.190; and reenacting and amending RCW 13.34.130.

Referred to Committee on Judiciary.

SSB 6510 by Senate Committee on Transportation (originally sponsored by Senators Kilmer and Sheldon)

AN ACT Relating to the extension of state route number 166; amending RCW 47.17.328; and creating a new section.

Referred to Committee on Transportation.

SSB 6524 by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators King, Kohl-Welles, Kastama, Holmquist, Keiser, Honeyford, Regala, Franklin, McDermott, Hewitt and Kline)

AN ACT Relating to unemployment insurance penalties and contribution rates for employers who are not "qualified employers"; reenacting and amending RCW 50.29.025; adding a new section to chapter 50.12 RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Commerce & Labor.

ESSB 6538 by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser and Pflug)

AN ACT Relating to the definition of small groups for insurance purposes; amending RCW 48.43.035; reenacting and amending RCW 48.43.005; and creating a new section.

Referred to Committee on Health Care & Wellness.

SB 6540 by Senators Fairley, Swecker, King, Parlette, Fraser, Pridemore, Shin and Roach

AN ACT Relating to the combined fund drive; amending RCW 41.04.033, 41.04.0331, 41.04.0332, and 41.04.039; and creating a new section.

Referred to Committee on General Government Appropriations.

SSB 6544 by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Berkey, Marr, Hobbs, Kilmer and Tom)

AN ACT Relating to time limitation for approval of plats; amending RCW 58.17.140 and 58.17.170; and providing an expiration date.

Referred to Committee on Local Government & Housing.

ESSB 6582 by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Roach, Zarelli, Prentice and Kilmer)

AN ACT Relating to credentialing as a nursing assistant; amending RCW 18.88A.010, 18.88A.020, 18.88A.030, 18.88A.050, 18.88A.060, 18.88A.085, and 18.88A.140; adding a new section to chapter 18.88A RCW; creating a new section; and repealing RCW 18.88A.115.

Referred to Committee on Health Care & Wellness.

SSB 6584 by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Fraser, Swecker, Keiser, Schoesler, Roach, McDermott and Shin)

AN ACT Relating to monitoring customer complaints and appeals and reporting them to the legislature; and adding a new section to chapter 41.05 RCW.

Referred to Committee on Health Care & Wellness.

SSB 6590 by Senate Committee on Judiciary (originally sponsored by Senators Kline, Delvin, Brandland and Hargrove)

AN ACT Relating to law enforcement officer conduct; and adding a new section to chapter 43.101 RCW.

Referred to Committee on Public Safety & Emergency Preparedness.

SSB 6634 by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Ranker, Hatfield, Morton, Haugen, Becker, Shin and Jacobsen)

AN ACT Relating to establishing civil penalties for failure to comply with dairy nutrient management recordkeeping requirements; reenacting and amending RCW 43.21B.110,

43.21B.110, and 43.21B.300; adding a new section to chapter 90.64 RCW; prescribing penalties; providing an effective date; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

SSB 6644 by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senator Jacobsen)

AN ACT Relating to falconry; amending RCW 77.08.010; adding new sections to chapter 77.32 RCW; and adding a new section to chapter 77.15 RCW.

Referred to Committee on Agriculture & Natural Resources.

ESSB 6658 by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Rockefeller, Morton and Pridemore)

AN ACT Relating to modifying community solar project provisions for investment cost recovery incentives; amending RCW 82.16.110 and 82.16.120; and adding a new section to chapter 82.16 RCW.

Referred to Committee on Technology, Energy & Communications.

SSB 6662 by Senate Committee on Higher Education & Workforce Development (originally sponsored by Senators Kilmer, Roach, Kastama, Keiser, Zarelli and Shin)

AN ACT Relating to developing a curriculum for a career track for home care aides; and creating new sections.

Referred to Committee on Higher Education.

SB 6745 by Senator Sheldon

AN ACT Relating to veterinary technician licenses; amending RCW 18.92.128 and 18.92.128; and providing an effective date.

Referred to Committee on Agriculture & Natural Resources.

ESB 6764 by Senators Gordon, Pflug, Oemig, McCaslin, Kline and Hargrove

AN ACT Relating to accrual of interest on judgments founded on tortious conduct; amending RCW 4.56.110; and creating a new section.

Referred to Committee on Judiciary.

ESB 6776 by Senators Jacobsen, Swecker, Fraser, Morton, Zarelli, Schoesler, Hargrove, Ranker, Hatfield and McCaslin

AN ACT Relating to creating the joint work group on small forest landowner sustainability; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

2SSB 6790 by Senate Committee on Ways & Means (originally sponsored by Senator Kastama)

AN ACT Relating to cluster and innovation partnership zone grants; and amending RCW 43.330.090.

Referred to Committee on Community & Economic Development & Trade.

SSB 6831 by Senate Committee on Ways & Means (originally sponsored by Senator Parlette)

AN ACT Relating to estates and trusts; adding new sections to chapter 11.108 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Judiciary.

SJR 8225 by Senators Fraser, Brandland and Prentice

Resolving to define "interest" in the state Constitution.

Referred to Committee on Capital Budget.

SUPPLEMENTAL INTRODUCTIONS AND FIRST READING

SB 6275 by Senator Jacobsen

AN ACT Relating to harbor lines; and amending RCW 79.115.030.

Referred to Committee on Agriculture & Natural Resources.

SSB 6337 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Regala, Carrell, Hargrove and Brandland)

AN ACT Relating to inmate savings accounts; amending RCW 72.09.111; and providing an effective date.

Referred to Committee on Human Services.

SSB 6727 by Senate Committee on Ways & Means (originally sponsored by Senators Marr and Brown)

AN ACT Relating to health sciences and services authorities; amending RCW 35.104.060, 35.104.040, 82.14.480, and 42.30.110; and adding a new section to chapter 35.104 RCW.

Referred to Committee on Community & Economic Development & Trade.

SSB 6749 by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Fraser and Honeyford)

AN ACT Relating to the transfer of commercial real estate; amending RCW 64.06.005, 64.06.010, 64.06.022, 64.06.050, and 64.06.070; reenacting and amending RCW 64.06.040; and adding a new section to chapter 64.06 RCW.

Referred to Committee on Commerce & Labor.

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

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

EIGHTH ORDER

With the consent of the House, the Committee on Health Care & Wellness was relieved of SENATE BILL NO. 6804 and the bill was referred to the Committee on Human Services.

There being no objection, the House reverted to the seventh order of business.

THIRD READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 6130, by Senate Committee on Ways & Means (originally sponsored by Senator Prentice).

Relating to fiscal matters. Revised for 1st Substitute: Amending provisions related to Initiative Measure No. 960.

The bill was read the third time.

Representatives Hunter, Carlyle, Haigh, Kenney, Kagi, Hudgins, Sullivan, White, Hasegawa, Simpson and Quall spoke in favor of the passage of the bill.

Representatives Smith, Condotta, DeBolt, DeBolt (again), Ericksen, Orcutt, Klippert, Miloscia, Hinkle, Anderson, Roach, Armstrong, Angel, Alexander, Short, Dammeier, Hinkle (again) and Ross spoke against the passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 6130.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 6130, and the bill passed the House by the following vote: Yeas, 51; Nays, 47; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Blake, Carlyle, Chase, Clibborn, Cody, Conway, Darneille, Dickerson, Dunshee, Ericks, Flannigan, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Jacks, Kagi, Kenney, Kessler, Kirby, Liias, Linville, Maxwell, McCoy, Moeller, Morris, Nelson, O'Brien, Ormsby, Orwall, Pedersen, Pettigrew, Quall, Roberts, Rolfes, Santos, Sells, Simpson, Springer, Sullivan, Takko, Upthegrove, Van De Wege, White, Williams, Wood and Mr. Speaker.

Voting nay: Representatives Alexander, Anderson, Angel, Armstrong, Bailey, Campbell, Chandler, Condotta, Crouse, Dammeier, DeBolt, Driscoll, Eddy, Ericksen, Fagan, Finn, Haler, Herrera, Hinkle, Hope, Hurst, Johnson, Kelley, Klippert, Kretz, Kristiansen, McCune, Miloscia, Morrell, Nealey, Orcutt, Parker, Pearson, Priest, Probst, Roach, Rodne, Ross, Schmick, Seaquist, Shea, Short, Smith, Taylor, Wallace, Walsh and Warnick.

ENGROSSED SUBSTITUTE SENATE BILL NO. 6130, having received the necessary constitutional majority, was declared passed.

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

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading calendar:

- HOUSE BILL NO. 1436
- HOUSE BILL NO. 1775
- HOUSE BILL NO. 2488
- HOUSE BILL NO. 2591
- HOUSE BILL NO. 2697
- HOUSE BILL NO. 2914
- HOUSE BILL NO. 2935
- HOUSE BILL NO. 2954
- HOUSE BILL NO. 2969
- HOUSE BILL NO. 3023
- HOUSE BILL NO. 3156
- HOUSE BILL NO. 3175

- HOUSE BILL NO. 2903
- HOUSE BILL NO. 2911
- HOUSE BILL NO. 2932
- HOUSE BILL NO. 2941
- HOUSE BILL NO. 2980
- HOUSE BILL NO. 2988
- HOUSE BILL NO. 2992
- HOUSE BILL NO. 2994
- HOUSE BILL NO. 3015
- HOUSE BILL NO. 3062
- HOUSE BILL NO. 3092
- HOUSE BILL NO. 3129
- HOUSE BILL NO. 3136
- HOUSE BILL NO. 3153
- HOUSE BILL NO. 3174

- HOUSE JOINT MEMORIAL NO. 4017
- HOUSE JOINT RESOLUTION NO. 4222

There being no objection, the following bills from the second and third reading calendars were referred to the Rules Committee:

- HOUSE BILL NO. 1028
- HOUSE BILL NO. 1088
- HOUSE BILL NO. 1165
- HOUSE BILL NO. 1581
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 1669
- HOUSE BILL NO. 1796
- HOUSE BILL NO. 2082
- HOUSE BILL NO. 2383
- HOUSE BILL NO. 2394
- HOUSE BILL NO. 2412
- HOUSE BILL NO. 2448
- HOUSE BILL NO. 2482
- HOUSE BILL NO. 2553
- SUBSTITUTE HOUSE BILL NO. 2577
- HOUSE BILL NO. 2614
- ENGROSSED SUBSTITUTE HOUSE BILL NO. 2641
- HOUSE BILL NO. 2744
- HOUSE BILL NO. 2764
- HOUSE BILL NO. 2855

There being no objection, the House adjourned until 12:30 p.m., February 18, 2010, the 39th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

1028
 Other Action.....5

1088
 Other Action.....5

1165
 Other Action.....5

1436
 Other Action.....5

1581
 Other Action.....5

1669-S
 Other Action.....5

1775
 Other Action.....5

1796
 Other Action.....5

2082
 Other Action.....5

2383
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2394
 Other Action.....5

2412
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2448
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2482
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2488
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2553
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2577-S
 Other Action.....5

2591
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2614
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2641-S
 Other Action.....5

2697
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2744
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2764
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2855
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2903
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2980
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2988	Other Action.....	5
2992	Other Action.....	5
2994	Other Action.....	5
3015	Other Action.....	5
3023	Other Action.....	5
3062	Other Action.....	5
3092	Other Action.....	5
3129	Other Action.....	5
3136	Other Action.....	5
3153	Other Action.....	5
3156	Other Action.....	5
3174	Other Action.....	6
3175	Other Action.....	5
4017	Other Action.....	6
4222	Other Action.....	6
5237-S	Introduction & 1st Reading	1
5908	Introduction & 1st Reading	1
	Messages	1
6130-S	Third Reading.....	5
	Third Reading Final Passage	5
6192-S	Introduction & 1st Reading	1
	Messages	1
6251-S	Introduction & 1st Reading	1
6261	Messages	1
6267-S2	Messages	1
6275	Introduction & 1st Reading	4
	Messages	1
6277	Introduction & 1st Reading	2
	Messages	1
6299-S	Introduction & 1st Reading	2
	Messages	1
6308	Introduction & 1st Reading	2
	Messages	1
6309-S	Introduction & 1st Reading	2
6337-S	Introduction & 1st Reading	4
6349-S	Introduction & 1st Reading	2
6371-S		

Introduction & 1st Reading	2
Messages	1
6392-S	
Introduction & 1st Reading	2
Messages	1
6395-S	
Introduction & 1st Reading	2
6402-S	
Introduction & 1st Reading	2
Messages	1
6416-S	
Introduction & 1st Reading	2
Messages	1
6453	
Introduction & 1st Reading	2
6470-S	
Introduction & 1st Reading	2
6499-S	
Messages	1
6510-S	
Introduction & 1st Reading	3
Messages	1
6522-S	
Messages	1
6524-S	
Introduction & 1st Reading	3
Messages	1
6533-S	
Messages	1
6538-S	
Introduction & 1st Reading	3
6540	
Introduction & 1st Reading	3
Messages	1
6544-S	
Introduction & 1st Reading	3
6582-S	
Introduction & 1st Reading	3
Messages	1
6584-S	
Introduction & 1st Reading	3
Messages	1
6590-S	
Introduction & 1st Reading	3
6634-S	
Introduction & 1st Reading	3
6644-S	
Introduction & 1st Reading	3
6658-S	
Introduction & 1st Reading	3
6662-S	
Introduction & 1st Reading	3
Messages	1
6727-S	
Introduction & 1st Reading	4
6745	
Introduction & 1st Reading	4
Messages	1
6749-S	
Introduction & 1st Reading	4
6764	
Introduction & 1st Reading	4
Messages	1
6776	
Introduction & 1st Reading	4
6790-S2	

Introduction & 1st Reading	4
Messages	1
6804	
Other Action	4
6831-S	
Introduction & 1st Reading	4
Messages	1
8225	
Introduction & 1st Reading	4
Messages	1