

ELEVENTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, January 21, 2010

The Senate was called to order at 12:00 noon by President Owen. No roll call was taken.

MOTION

On motion of Senator Eide, the reading of the Journal of the previous day was dispensed with and it was approved.

MOTION

There being no objection, the Senate advanced to the first order of business.

REPORTS OF STANDING COMMITTEES

January 20, 2010

SB 6205 Prime Sponsor, Senator Haugen: Concerning portions of state highways better served by merged districts under certain circumstances. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6205 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Swecker; Becker; Berkey; Delvin; Eide; Hatfield; Kastama; Kauffman; Kilmer and King.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6218 Prime Sponsor, Senator Fraser: Authorizing use of voter approved local excess tax levies to pay financing contracts under the local option capital asset lending program and clarifying which "other agencies" may participate in the program. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Tom, Vice Chair, Operating Budget; Zarelli; Hobbs; Honeyford; Murray; Parlette; Pflug; Pridemore; Rockefeller and Schoesler.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6220 Prime Sponsor, Senator Fraser: Concerning determination of the terms and conditions of bonds, notes, and other evidences of indebtedness of the state of Washington. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Tom, Vice Chair, Operating Budget; Zarelli; Hobbs; Honeyford; Murray; Parlette; Pflug; Pridemore; Rockefeller and Schoesler.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6221 Prime Sponsor, Senator Fairley: Concerning clarification and expansion of eligibility to use the state's local government investment pool. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Tom, Vice Chair, Operating Budget; Zarelli; Hobbs; Honeyford; Murray; Parlette; Pflug; Pridemore; Rockefeller and Schoesler.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6224 Prime Sponsor, Senator Keiser: Conforming the uniform controlled substances act to existing state and federal law. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 6224 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Becker; Marr and Parlette.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6227 Prime Sponsor, Senator Becker: Concerning the practice of opticianry. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Becker; Marr and Parlette.

Passed to Committee on Rules for second reading.

January 19, 2010

SB 6231 Prime Sponsor, Senator Marr: Implementing rules and penalties for drivers when approaching certain emergency, roadside assistance, or police vehicles in emergency zones. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6231 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Swecker; Becker; Berkey; Delvin; Eide; Hatfield; Kastama; Kilmer and King.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6235 Prime Sponsor, Senator Hargrove: Promoting industries that rely on the state's working land base. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Rockefeller, Chair; Pridemore, Vice Chair; Honeyford; Delvin; Fraser; Marr; Oemig and Sheldon.

Passed to Committee on Economic Development, Trade & Innovation.

January 20, 2010

SB 6264 Prime Sponsor, Senator Keiser: Licensing dentists. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Becker; Marr and Parlette.

Passed to Committee on Rules for second reading.

January 20, 2010

SB 6297 Prime Sponsor, Senator Franklin: Regarding certification of speech-language pathology assistants. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Becker; Marr and Parlette.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

January 20, 2010

SGA 9203 BETTE HYDE, appointed on April 15, 2009, for the term ending at the governors pleasure, as Member of the Washington State Department of Early Learning. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Kauffman, Vice Chair, Early Learning; Oemig, Vice Chair, K-12; King; Gordon; Hobbs and McDermott.

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Eide, all measures listed on the Standing Committee report were referred to the committees as designated.

MOTION

On motion of Senator Eide, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

January 20, 2010

MR. PRESIDENT
The House has passed:

ENGROSSED HOUSE BILL 2561
and the same is herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

On motion of Senator Eide, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

SB 6672 by Senator Rockefeller

AN ACT Relating to modifying the energy independence act; amending RCW 19.285.030, 19.285.040, and 19.285.070; and creating a new section.

Referred to Committee on Environment, Water & Energy.

SB 6673 by Senators Kline, McCaslin, Carrell, Kohl-Welles, Gordon, Regala, Roach, Hargrove and Tom

AN ACT Relating to bail practices and procedures; creating new sections; and providing an expiration date.

Referred to Committee on Judiciary.

SB 6674 by Senators Kline, McCaslin and Hargrove

AN ACT Relating to agreements to indemnify against liability for negligence involving motor carriers; and amending RCW 4.24.115.

Referred to Committee on Judiciary.

SB 6675 by Senators Murray, Pflug, Shin, Kastama, Kohl-Welles and Kilmer

AN ACT Relating to creating the Washington global health technologies and product development competitiveness program and allowing certain tax credits for program contributions; reenacting and amending RCW 43.84.092; adding a new section to chapter 82.04 RCW; adding a new section to chapter 48.14 RCW; adding a new chapter to Title 43 RCW; and providing expiration dates.

Referred to Committee on Economic Development, Trade & Innovation.

SB 6676 by Senator Hatfield

AN ACT Relating to changes in vessel designations on Dungeness crab-coastal fishery licenses; and amending RCW 77.70.350.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6677 by Senators Rockefeller and Ranker

AN ACT Relating to oil spill contingency plan requirements; amending RCW 90.56.010, 90.56.280, 90.56.210, and 88.46.060; creating a new section; repealing RCW 88.46.100; and providing an effective date.

Referred to Committee on Environment, Water & Energy.

SB 6678 by Senators Hobbs, Kilmer, Marr, Berkey, Tom and Shin

AN ACT Relating to the creation of entities to address the long- range impact of opportunities and changes in the aerospace industry; reenacting and amending RCW 43.84.092; adding a new section to chapter 43.42 RCW; adding a new section to chapter 82.08 RCW; adding a new chapter to Title 43 RCW; adding a new chapter to Title 28B RCW; and making an appropriation.

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Referred to Committee on Economic Development, Trade & Innovation.

SB 6679 by Senators Kauffman, Kastama and Shin

AN ACT Relating to the small business export finance assistance center; amending RCW 43.210.040 and 43.210.050; adding a new section to chapter 43.210 RCW; and making an appropriation.

Referred to Committee on Economic Development, Trade & Innovation.

SB 6680 by Senator Hargrove

AN ACT Relating to authorizing local excise taxes for criminal justice purposes; amending RCW 82.14.350, 82.14.450, and 82.14.450; providing an effective date; and providing an expiration date.

Referred to Committee on Human Services & Corrections.

SB 6681 by Senators Keiser and Pflug

AN ACT Relating to determining the appropriate date of a small employer group's composition for purposes of setting health benefit plan premium rates; amending RCW 48.44.010, 48.44.023, 48.46.020, 48.46.066, 48.21.045, and 48.21.047; and creating a new section.

Referred to Committee on Health & Long-Term Care.

SB 6682 by Senators Kastama, Sheldon and Hatfield

AN ACT Relating to a baseload renewable power facility; and amending RCW 19.285.030 and 19.285.040.

Referred to Committee on Environment, Water & Energy.

SB 6683 by Senators Tom and Oemig

AN ACT Relating to sending renewal notices for licenses, registrations, and permits via electronic means; and adding a new section to chapter 43.01 RCW.

Referred to Committee on Government Operations & Elections.

SB 6684 by Senators Murray, Kohl-Welles and Tom

AN ACT Relating to the governance and financing of the Washington state convention and trade center.

Referred to Committee on Economic Development, Trade & Innovation.

SB 6685 by Senators Roach and Fairley

AN ACT Relating to posting information on public agencies' web sites; adding a new section to chapter 42.30 RCW; and providing an effective date.

Referred to Committee on Government Operations & Elections.

SB 6686 by Senators Gordon, McCaslin, Kline, Regala, Kohl-Welles, Delvin, Tom and Shin

AN ACT Relating to municipal court judges and commissioners; amending RCW 3.50.040, 3.50.050, 3.50.057, and 3.50.075; and repealing RCW 3.50.055 and 3.50.070.

Referred to Committee on Judiciary.

SB 6687 by Senator Benton

AN ACT Relating to student members on the boards of trustees for community colleges and the state board for community and technical colleges; amending RCW 28B.50.100 and 28B.50.050; adding a new section to chapter 28B.50 RCW; and creating a new section.

Referred to Committee on Higher Education & Workforce Development.

SB 6688 by Senators Fairley and Shin

AN ACT Relating to filling vacancies in nonpartisan local elective office; amending RCW 36.16.110; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 6689 by Senator Pridemore

AN ACT Relating to ballot title information; and amending RCW 29A.36.071, 29A.36.210, 84.52.054, and 84.55.050.

Referred to Committee on Government Operations & Elections.

SB 6690 by Senator Pridemore

AN ACT Relating to accessing land for outdoor recreation; amending RCW 77.32.380 and 77.12.880; and creating a new section.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6691 by Senator Pridemore

AN ACT Relating to providing forest derived biomass tax incentives; amending RCW 82.04.4494, 82.08.957, and 82.12.957; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and providing expiration dates.

Referred to Committee on Environment, Water & Energy.

SB 6692 by Senators Pridemore, Hargrove, Ranker and Haugen

AN ACT Relating to allowing certain counties to participate and enter into ownership agreements for electric generating facilities powered by biomass; and amending RCW 36.140.010 and 54.44.020.

Referred to Committee on Environment, Water & Energy.

SB 6693 by Senator Pridemore

AN ACT Relating to vehicle license fraud; amending RCW 46.16.010; making an appropriation; and providing an effective date.

Referred to Committee on Transportation.

SB 6694 by Senators Gordon, Kline and Fairley

AN ACT Relating to the foreclosure of residential real property; amending RCW 61.24.030, 61.24.031, and 61.24.040; and repealing 2009 c 292 s 13 (uncodified).

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6695 by Senators Fraser, Pridemore, Swecker and Hobbs

AN ACT Relating to the leave sharing program; and amending RCW 41.04.665.

Referred to Committee on Government Operations & Elections.

SB 6696 by Senators McAuliffe, King, Gordon, Oemig, Hobbs, Kauffman, McDermott, Roach, Berkey, Murray, Tom, Prentice, Haugen, Fairley, Kline, Rockefeller, Keiser, Marr, Ranker, Regala, Eide, Kilmer, Hargrove, Franklin, Shin and Kohl-Welles

AN ACT Relating to education reform; amending RCW 28A.305.225, 28A.150.230, 28A.405.100, 28A.405.220, 28A.400.200, 28A.660.020, 28B.76.230, and 28A.655.110; reenacting and amending RCW 28A.660.040 and 28A.660.050; adding new sections to chapter 28A.300 RCW; adding a new section to chapter 28A.305 RCW; adding a new section to chapter 28A.320 RCW; adding new sections to chapter 28A.405 RCW; adding new sections to chapter 28A.410 RCW; adding a new section to chapter 28B.76 RCW; adding new sections to chapter 28A.655 RCW; creating new sections; and repealing RCW 28A.660.010, 28A.415.100, 28A.415.105, 28A.415.130, 28A.415.135, and 28A.415.140.

Referred to Committee on Early Learning & K-12 Education.

SB 6697 by Senators Haugen, Kline and Kohl-Welles

AN ACT Relating to suffocation; amending RCW 9A.36.021, 9A.04.110, and 9.94A.030; and prescribing penalties.

Referred to Committee on Judiciary.

SB 6698 by Senators Keiser, Marr, Murray, Fairley and Kohl-Welles

AN ACT Relating to the acquisition of nonprofit hospitals; and amending RCW 70.45.100 and 70.45.080.

Referred to Committee on Health & Long-Term Care.

SB 6699 by Senators Becker, Haugen, Holmquist, Parlette, King, Swecker, Pflug, Stevens, Delvin and Roach

AN ACT Relating to the rating system for workers' compensation insurance; and amending RCW 51.16.035.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6700 by Senators Sheldon, Swecker, Haugen, Kauffman and Tom

AN ACT Relating to naming or renaming state ferry vessels; and amending RCW 47.01.420.

Referred to Committee on Transportation.

SJM 8023 by Senators McAuliffe, Kohl-Welles, Kauffman, Tom, Kline and Shin

Petitioning Congress to fully fund forty percent of the costs of the federal Individuals with Disabilities Education Act (IDEA).

Referred to Committee on Early Learning & K-12 Education.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

EHB 2561 by Representatives Dunshee, Williams, White, Seaquist, Darneille, Eddy, Dickerson, Sells, Rolfes, Chase, Green, Appleton, Sullivan, Simpson, Nelson, Hudgins, Jacks, Hunt, Hasegawa, Ormsby, Moeller and Roberts

AN ACT Relating to creating jobs by funding construction of energy cost saving improvements to public facilities; adding a new chapter to Title 43 RCW; creating new sections; making an appropriation; and providing for submission of certain sections of this act to a vote of the people.

Referred to Committee on Ways & Means.

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated.

MOTION

On motion of Senator Eide, the Senate advanced to the eighth order of business.

MOTION

Senator McDermott moved adoption of the following resolution:

SENATE RESOLUTION

8677

By Senator Brown

WHEREAS, We are here today to celebrate a political life and a true Washington original; and

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WHEREAS, We can see his legacy everywhere. In our state's transit system, our justice system, and in our colleges and universities; and

WHEREAS, Albert Rosellini served the people of this state with distinction, not only as a two-term governor, but as a member of the State Senate and as a lawyer who championed civil rights; and

WHEREAS, Albert Rosellini is the nation's oldest living governor and today we celebrate his 100th birthday; and

WHEREAS, Albert Dean Rosellini was born in Tacoma on January 21, 1910, the only son of poor Italian immigrants; and

WHEREAS, He worked his way through the University of Washington law school, and at age 29 was elected to the State Senate as its youngest member. He served the 33rd District in south Seattle from 1939 to 1957, rising to the rank of Majority Leader; and

WHEREAS, After winning the 1956 gubernatorial election, Governor Rosellini began a progressive agenda that saw the creation of a separate justice and prison system for juveniles, modernized mental health care, increased aid to colleges and universities, and accelerated road construction; and

WHEREAS, His establishment of the Department of Commerce and Economic Development played an integral role in bringing the World's Fair to Seattle in 1962; and

WHEREAS, His term as governor may have ended in 1965, but his dedication to the state was far from over; and

WHEREAS, Governor Rosellini continued to practice law and serve as an elder statesman to the state's Democratic Party; and

WHEREAS, He continues to donate time and money to many charities, particularly the Washington State Olympics Committee, which he chaired for many years; and

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WHEREAS, He and his wife Ethel raised five children: John, Janey, Sue Ann, Lynn, and Albert Jr.;

NOW, THEREFORE, BE IT RESOLVED, That the state of Washington and the State Senate honor and celebrate the service of Governor Albert Rosellini on this the 100th anniversary of his birth; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted to Governor Rosellini in time for his 100th birthday celebration in Seattle on Sunday January 24.

Senator McDermott spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8677.

The motion by Senator McDermott carried and the resolution was adopted by voice vote.

MOTION

At 12:05 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Friday, January 22, 2010.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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