
EIGHTY SEVENTH DAY

House Chamber, Olympia, Wednesday, April 6, 2011

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

The flags were escorted to the rostrum by the Scottish American Military Society Color Guard, Bob Parrish and Kelly McGregor. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Ray Kirkland, Northstar Church of God, Olympia Washington.

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

The Speaker (Representative Orwall presiding) called upon Representative Moeller to preside.

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

SECOND READING

ENGROSSED SUBSTITUTE SENATE BILL NO. 5098, by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Carrell and Chase)

Exempting personal information of minors in parks and recreation programs from public inspection and copying. Revised for 1st Substitute: Exempting personal information from public inspection and copying.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on State Government & Tribal Affairs was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 74, March 24, 2011).

Representative Overstreet moved the adoption of amendment (524) to the committee amendment:

On page 1, beginning on line 10 of the striking amendment, after "(2)" strike all material through "programs" on line 17 and insert the following:

"Personal information, including but not limited to, addresses, telephone numbers, personal electronic mail addresses, social security numbers, emergency contact and date of birth information for a participant in a public or non-profit program serving or pertaining to children, adolescents, or students, including but not limited to early learning or child care services, parks and recreation programs, youth development programs, and after-school programs. Emergency contact information may be provided to appropriate authorities and medical personnel for the purpose of treating the individual during an emergency situation"

Representatives Overstreet and Hunt spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (524) was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Hunt and Taylor spoke in favor of the passage of the bill.

MOTIONS

On motion of Representative Van De Wege, Representatives Hunter, Liias, Rolfes and Upthegrove were excused. On motion of Representative Hinkle, Representatives Anderson and Rodne were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5098, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5098, as amended by the House, and the bill passed the House by the following vote: Yeas, 92; Nays, 0; Absent, 0; Excused, 5.

Voting yea: Representatives Ahern, Alexander, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representatives Anderson, Liias, Rodne, Rolfes and Upthegrove.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5098, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5352, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Honeyford, Regala and Swecker)

Regarding providing eyeglasses to medicaid enrollees.

The bill was read the second time.

With the consent of the house, amendment (488) was withdrawn.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ladenburg and Pearson spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5352.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5352, and the bill passed the House by the following vote: Yeas, 93; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Ahern, Alexander, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representatives Anderson, Rodne, Rolfes and Upthegrove.

SUBSTITUTE SENATE BILL NO. 5352, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5555, by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Parlette, Hatfield, Morton, Honeyford and Hewitt)

Concerning interbasin transfers of water rights.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Chandler and Blake spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5555.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5555, and the bill passed the House by the following vote: Yeas, 93; Nays, 0; Absent, 0; Excused, 4.

Voting yea: Representatives Ahern, Alexander, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representatives Anderson, Rodne, Rolfes and Upthegrove.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5555, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5025, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Becker, Sheldon, Litzow, Haugen, Carrell, White, King, Honeyford, Shin, Kilmer, Regala, Parlette, Conway, Tom, Rockefeller, Roach and Holmquist Newbry)

Concerning making requests by or on behalf of an inmate under the public records act ineligible for penalties.

The bill was read the second time.

Representative Hunt moved the adoption of amendment (476).

On page 3, beginning on line 8, strike all of section 3
Correct the title.

Representatives Hunt and Bailey spoke in favor of the adoption of the amendment.

Amendment (476) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Hunt and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5025, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5025, as amended by the House, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Ahern, Alexander, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle,

Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representatives Anderson, Rodne and Upthegrove.

SUBSTITUTE SENATE BILL NO. 5025, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5241, by Senators Roach and Tom

Modifying the authority of a watershed management partnership.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman and Dahlquist spoke in favor of the passage of the bill.

Representative Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5241.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5241, and the bill passed the House by the following vote: Yeas, 62; Nays, 32; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Armstrong, Asay, Billig, Blake, Carlyle, Clibborn, Cody, Dahlquist, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Van De Wege, Walsh, Zeiger and Mr. Speaker.

Voting nay: Representatives Ahern, Alexander, Angel, Bailey, Buys, Chandler, Condotta, Crouse, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Johnson, Klippert, Kretz, Kristiansen, Orcutt, Overstreet, Parker, Pearson, Rivers, Ross, Schmick, Shea, Short, Smith, Taylor, Warnick and Wilcox.

Excused: Representatives Anderson, Rodne and Upthegrove.

SENATE BILL NO. 5241, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5436, by Senate Committee on Natural Resources & Marine Waters (originally sponsored by Senators Ranker, Shin, Litzow, Swecker, Tom,

Harper, Nelson, Hobbs, Fraser, Rockefeller, White, Kilmer, Conway and Kline)

Reducing copper in antifouling paints used on recreational water vessels. Revised for 1st Substitute: Regarding the use of antifouling paints on recreational water vessels.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Environment was adopted. (For Committee amendment, see Journal, Day 74, March 24, 2011).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Rolfes and Short spoke in favor of the passage of the bill.

Representatives Klippert and Harris spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5436, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5436, as amended by the House, and the bill passed the House by the following vote: Yeas, 62; Nays, 32; Absent, 0; Excused, 3.

Voting yea: Representatives Appleton, Asay, Bailey, Billig, Carlyle, Clibborn, Cody, Dammeier, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Orcutt, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Short, Smith, Springer, Stanford, Sullivan, Takko, Tharinger, Van De Wege, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representatives Ahern, Alexander, Angel, Armstrong, Blake, Buys, Chandler, Condotta, Crouse, Dahlquist, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, McCune, Nealey, Overstreet, Parker, Pearson, Ross, Schmick, Shea, Taylor, Walsh and Warnick.

Excused: Representatives Anderson, Rodne and Upthegrove.

SUBSTITUTE SENATE BILL NO. 5436, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5442, by Senate Committee on Higher Education & Workforce Development (originally sponsored by Senators Shin, Tom, Kilmer, White and Chase)

Requiring the development of accelerated baccalaureate programs at state colleges and universities. Revised for 1st Substitute: Requiring the development of three-year baccalaureate programs.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Haler and Seaquist spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5442.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5442, and the bill passed the House by the following vote: Yeas, 91; Nays, 3; Absent, 0; Excused, 3.

Voting yea: Representatives Ahern, Alexander, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representatives McCune, Overstreet and Stanford.
Excused: Representatives Anderson, Rodne and Upthegrove.

SUBSTITUTE SENATE BILL NO. 5442, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5482, by Senators Kohl-Welles, Hobbs, Eide, Keiser, Fraser, Prentice and Conway

Authorizing existing funding to house victims of human trafficking and their families.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hudgins and Smith spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5482.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5482, and the bill passed the House by the following vote: Yeas, 94; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Ahern, Alexander, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt,

Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representatives Anderson, Rodne and Upthegrove.

SENATE BILL NO. 5482, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5502, by Senate Committee on Transportation (originally sponsored by Senators White, Nelson, Keiser, Ranker, Kohl-Welles, Rockefeller, Murray, Litzow, Harper, Fain, Swecker, Delvin and Shin)

Concerning the regulation, operations, and safety of limousine carriers.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 74, March 24, 2011).

Representative Johnson moved the adoption of amendment (520) to the committee amendment:

On page 10, line 30, after "enforcement." insert "In addition, the cooperative agreement must restrict the fee revenue use by a city to the costs of enforcing state laws or rules applicable to limousine carriers and chauffeurs."

Representatives Johnson and Clibborn spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (520) was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Clibborn and Armstrong spoke in favor of the passage of the bill.

Representative Hargrove spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5502, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5502, as amended by the House, and the bill passed the House by the following vote: Yeas, 81; Nays, 15; Absent, 0; Excused, 1.

Voting yea: Representatives Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Carlyle, Chandler, Clibborn, Cody, Dahlquist, Dammeier, Darneille,

DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Seaquist, Sells, Smith, Springer, Stanford, Sullivan, Takko, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representatives Ahern, Buys, Condotta, Crouse, Hargrove, Kretz, McCune, Overstreet, Parker, Pearson, Rivers, Schmick, Shea, Short and Taylor.

Excused: Representative Upthegrove.

SUBSTITUTE SENATE BILL NO. 5502, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5579, by Senate Committee on Judiciary (originally sponsored by Senators Kline and Pflug)

Modifying harassment provisions.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Judiciary was adopted. (For Committee amendment, see Journal, Day 67, March 17, 2011).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Goodman and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5579, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5579, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representative Upthegrove.

SUBSTITUTE SENATE BILL NO. 5579, as amended by the House, having received the necessary constitutional majority, was declared passed.

SECOND SUBSTITUTE SENATE BILL NO. 5595, by Senate Committee on Ways & Means (originally sponsored by Senator Parlette)

Concerning distribution of the public utility district privilege tax. Revised for 2nd Substitute: Concerning the distribution of the public utility district privilege tax.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Ways & Means was adopted. (For Committee amendment, see Journal, Day 80, March 30, 2011).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Hasegawa, Orcutt and Morris spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute Senate Bill No. 5595, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute Senate Bill No. 5595, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Excused: Representative Upthegrove.

SECOND SUBSTITUTE SENATE BILL NO. 5595, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5788, by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Conway, Hewitt, Kohl-Welles and King)

Concerning the omnibus liquor act. Revised for 1st Substitute: Regulating liquor by changing tied house and licensing provisions and making clarifying and technical changes to liquor laws.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hunt and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5788.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5788, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Liias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 5788, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5836, by Senate Committee on Transportation (originally sponsored by Senators King, Haugen, Hobbs, Delvin and Shin)

Allowing certain private transportation providers to use certain public transportation facilities.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was adopted. (For Committee amendment, see Journal, Day 80, March 30, 2011).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Liias and Rivers spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5836, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5836, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan,

Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Liias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representative Hasegawa.

SUBSTITUTE SENATE BILL NO. 5836, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5849, by Senators Prentice and Parlette

Concerning estates and trusts.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pedersen and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5849.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5849, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Liias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SENATE BILL NO. 5849, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5186, by Senate Committee on Natural Resources & Marine Waters (originally sponsored by Senators Kastama, Delvin and Eide)

Prohibiting skiing in areas closed to skiing. Revised for 1st Substitute: Concerning skiing in an area or ski trail closed to the public.

The bill was read the second time.

With the consent of the house, amendments (493) and (494) were withdrawn.

Representative Appleton moved the adoption of amendment (495).

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 79A.45 RCW to read as follows:

A person commits a class 1 civil infraction, as provided in RCW 7.80.120, if the person knowingly skis in an area or on a ski trail, owned or controlled by a ski area operator, that is closed to the public and that has signs posted indicating the closure.

Sec. 2. RCW 7.80.120 and 2003 c 365 s 3 and 2003 c 337 s 4 are each reenacted and amended to read as follows:

(1) A person found to have committed a civil infraction shall be assessed a monetary penalty.

(a) The maximum penalty and the default amount for a class 1 civil infraction shall be two hundred fifty dollars, not including statutory assessments, except for an infraction of state law involving potentially dangerous litter as specified in RCW 70.93.060(4) ~~((and))~~, an infraction of state law involving violent video or computer games under RCW 9.91.180, and an infraction of state law involving skiing in an area or on a ski trail closed to the public under section 1 of this act, in which case the maximum penalty and default amount is five hundred dollars;

(b) The maximum penalty and the default amount for a class 2 civil infraction shall be one hundred twenty-five dollars, not including statutory assessments;

(c) The maximum penalty and the default amount for a class 3 civil infraction shall be fifty dollars, not including statutory assessments; and

(d) The maximum penalty and the default amount for a class 4 civil infraction shall be twenty-five dollars, not including statutory assessments.

(2) The supreme court shall prescribe by rule the conditions under which local courts may exercise discretion in assessing fines for civil infractions.

(3) Whenever a monetary penalty is imposed by a court under this chapter it is immediately payable. If the person is unable to pay at that time the court may grant an extension of the period in which the penalty may be paid. If the penalty is not paid on or before the time established for payment, the court may proceed to collect the penalty in the same manner as other civil judgments and may notify the prosecuting authority of the failure to pay.

(4) The court may also order a person found to have committed a civil infraction to make restitution."

Correct the title.

Representatives Appleton, Van De Wege, Kagi, Hasegawa, Hargrove, Ross, Hunter, Springer and Appleton (again) spoke in favor of the adoption of the amendment.

Representatives Upthegrove, Short, Pearson, Smith, Hurst, Klippert, Rolfes and Upthegrove (again) spoke against the adoption of the amendment.

Amendment (495) was not adopted.

Representative Upthegrove moved the adoption of amendment (514).

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 79A.45 RCW to read as follows:

A person is guilty of a misdemeanor if the person knowingly skis in an area or on a ski trail, owned or controlled by a ski area operator, that is closed to the public and that has signs posted indicating the closure."

Correct the title.

Representative Ladenburg moved the adoption of amendment (525) to amendment (514).

On page 1, after line 8 of the amendment, insert the following:

"Sec. 2. RCW 79A.45.010 and 1991 c 75 s 1 are each amended to read as follows:

(1) The operator of any ski area shall maintain a sign system based on international or national standards and as may be required by the state parks and recreation commission.

All signs for instruction of the public shall be bold in design with wording short, simple, and to the point. All such signs shall be prominently placed.

Entrances to all machinery, operators', and attendants' rooms shall be posted to the effect that unauthorized persons are not permitted therein.

The sign "Working on Lift" or a similar warning sign shall be hung on the main disconnect switch and at control points for starting the auxiliary or prime mover when a person is working on the passenger tramway.

(2) All signs required for normal daytime operation shall be in place, and those pertaining to the tramway, lift, or tow operations shall be adequately lighted for night skiing.

(3) If a particular trail or run has been closed to the public by an operator, the operator shall place a notice ~~((thereof))~~ of the closure at the top of the trail or run involved, and no person ~~((shall))~~ may ski on a run or trail ~~((which))~~ that has been designated "Closed". The sign indicating the closure must include notice that a person who skis in a closed area may be charged with a misdemeanor under section 1 of this act.

(4) An operator shall place a notice at the embarking terminal or terminals of a lift or tow which has been closed that the lift or tow has been closed and that a person embarking on such a lift or tow shall be considered to be a trespasser.

(5) Any snow making machines or equipment shall be clearly visible and clearly marked. Snow grooming equipment or any other vehicles shall be equipped with a yellow flashing light at any time the vehicle is moving on or in the vicinity of a ski run; however, low profile vehicles, such as snowmobiles, may be identified in the alternative with a flag on a mast of not less than six feet in height.

(6) The operator of any ski area shall maintain a readily visible sign on each rope tow, wire rope tow, j-bar, t-bar, ski lift, or other similar device, advising the users of the device that:

(a) Any person not familiar with the operation of the lift shall ask the operator thereof for assistance and/or instruction; and

(b) The skiing-ability level recommended for users of the lift and the runs served by the device shall be classified "easiest", "more difficult", and "most difficult"."

Representatives Ladenburg and Kagi spoke in favor of the adoption of the amendment to the amendment.

Representatives Upthegrove and Short spoke against the adoption of the amendment to the amendment.

Amendment (525) to amendment (514) was not adopted.

Representatives Upthegrove and Short spoke in favor of the adoption of amendment (514).

Amendment (514) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Upthegrove, Short and Hunt spoke in favor of the passage of the bill.

Representatives Appleton and Roberts spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5186, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5186, as amended by the House, and the bill passed the House by the following vote: Yeas, 71; Nays, 26; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Angel, Asay, Bailey, Billig, Blake, Chandler, Clibborn, Cody, Crouse, Dahlquist, Dammeier, Dunshee, Eddy, Fagan, Fitzgibbon, Frockt, Goodman, Green, Haler, Harris, Hinkle, Hope, Hunt, Hurst, Jinkins, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Liias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoco, Nealey, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Probst, Rivers, Rolfes, Ryu, Schmick, Seaquist, Sells, Shea, Short, Smith, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representatives Anderson, Appleton, Armstrong, Buys, Carlyle, Condotta, Darneille, DeBolt, Dickerson, Finn, Haigh, Hargrove, Hasegawa, Hudgins, Hunter, Johnson, Kagi, Ladenburg, McCune, Overstreet, Reykdal, Roberts, Rodne, Ross, Santos and Springer.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5186, as amended by the House, having received the necessary constitutional majority, was declared passed.

The Speaker assumed the chair.

SIGNED BY THE SPEAKER

The Speaker signed the following bills:

SENATE BILL NO. 5057
 ENGROSSED SENATE BILL NO. 5058
 SUBSTITUTE SENATE BILL NO. 5071
 SUBSTITUTE SENATE BILL NO. 5115
 SENATE BILL NO. 5116
 SENATE BILL NO. 5149
 SENATE BILL NO. 5170
 SENATE BILL NO. 5213
 SENATE BILL NO. 5224
 ENGROSSED SENATE BILL NO. 5242
 SENATE BILL NO. 5295
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5307
 SENATE BILL NO. 5375
 SENATE BILL NO. 5388

SENATE BILL NO. 5492
 SUBSTITUTE SENATE BILL NO. 5495
 SENATE BILL NO. 5501
 SUBSTITUTE SENATE BILL NO. 5538
 SUBSTITUTE SENATE BILL NO. 5574
 ENGROSSED SUBSTITUTE SENATE BILL NO. 5594
 HOUSE BILL NO. 1012
 SUBSTITUTE HOUSE BILL NO. 1048
 SUBSTITUTE HOUSE BILL NO. 1105
 HOUSE BILL NO. 1181
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1206
 HOUSE BILL NO. 1215
 HOUSE BILL NO. 1263
 HOUSE BILL NO. 1303
 HOUSE BILL NO. 1353
 SECOND SUBSTITUTE HOUSE BILL NO. 1362
 HOUSE BILL NO. 1391
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1489
 SUBSTITUTE HOUSE BILL NO. 1575
 SUBSTITUTE HOUSE BILL NO. 1585
 HOUSE BILL NO. 1709
 SECOND SUBSTITUTE HOUSE BILL NO. 1803
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1808
 HOUSE BILL NO. 1937
 SUBSTITUTE HOUSE BILL NO. 1172
 HOUSE BILL NO. 1179
 HOUSE BILL NO. 1227
 SUBSTITUTE HOUSE BILL NO. 1243
 SUBSTITUTE HOUSE BILL NO. 1304
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1492
 SECOND SUBSTITUTE HOUSE BILL NO. 1519
 HOUSE BILL NO. 1625
 SUBSTITUTE HOUSE BILL NO. 1719
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1826
 HOUSE BILL NO. 1939

The Speaker called upon Representative Moeller to preside.

SECOND READING

SUBSTITUTE SENATE BILL NO. 5018, by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Conway, Shin, Schoesler, Hobbs, Kline and McAuliffe)

Including wound care management in occupational therapy.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Jinkins and Schmick spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5018.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5018, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 5018, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5035, by Senators Shin, Honeyford and Kohl-Welles

Requiring landlords to provide tenants with written receipts upon request under the manufactured/mobile home landlord-tenant act.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Judiciary was adopted. (For Committee amendment, see Journal, Day 67, March 17, 2011).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Pedersen and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5035, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5035, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SENATE BILL NO. 5035, as amended by the House, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5045, by Senators Kohl-Welles, Conway, Holmquist Newbry, Keiser, Kline, King and Chase

Making technical corrections to gender-based terms.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Goodman and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5045.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5045, and the bill passed the House by the following vote: Yeas, 76; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Representatives Alexander, Anderson, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Carlyle, Chandler, Clibborn, Cody, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Orcutt, Ormsby, Orwall, Parker, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Smith, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Zeiger and Mr. Speaker.

Voting nay: Representatives Ahern, Angel, Buys, Condotta, Crouse, Dahlquist, Haler, Hargrove, Harris, Klippert, Kretz, Kristiansen, McCune, Nealey, Overstreet, Pearson, Rivers, Shea, Short, Taylor and Wilcox.

SENATE BILL NO. 5045, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5070, by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senators Conway, Kohl-Welles, Kline and Chase)

Regarding records requests relating to prevailing wage investigations.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Sells and Shea spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5070.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5070, and the bill passed the House by the following vote: Yeas, 96; Nays, 1; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representative Overstreet.

SUBSTITUTE SENATE BILL NO. 5070, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5076, by Senators Hobbs, Benton, Prentice, Keiser, Haugen, Tom, Shin, Kline and Roach

Addressing the subpoena authority of the department of financial institutions.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kirby and Bailey spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5076.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5076, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger,

Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SENATE BILL NO. 5076, having received the necessary constitutional majority, was declared passed.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5656, by Senate Committee on Human Services & Corrections (originally sponsored by Senators Hargrove, Regala, White, McAuliffe and Kline)

Creating a state Indian child welfare act.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Early Learning & Human Services was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 74, March 24, 2011).

Representative Walsh moved the adoption of amendment (526) to the committee amendment:

On page 8, line 14 of the striking amendment, after "1914" strike "or section 19(2) of this act"

Representatives Walsh and Kagi spoke in favor of the adoption of the amendment to the committee amendment.

Amendment (526) was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5656, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5656, as amended by the House, and the bill passed the House by the following vote: Yeas, 79; Nays, 18; Absent, 0; Excused, 0.

Voting yea: Representatives Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dammeier, Darneille, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hasegawa, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Ladenburg, Lias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Nealey, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ryu, Santos, Schmick, Seaquist, Sells, Short, Smith, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege, Walsh, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representatives Ahern, Buys, Chandler, Condotta, Crouse, DeBolt, Hargrove, Harris, Hinkle, Johnson, Kristiansen, McCune, Orcutt, Overstreet, Ross, Shea, Taylor and Warnick.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5656, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5192, by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Nelson, Swecker and Chase)

Concerning provisions for notifications and appeals timelines under the shoreline management act.

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Local Government was adopted. (For Committee amendment, see Journal, Day 58, March 8, 2011).

Representative Taylor moved the adoption of amendment (533).

On page 5, line 31, after "amendments" strike all material through "RCW 36.70A.040" on line 32 and insert ". If the notice is for a local government that does not plan under RCW 36.70A.040, the department must, on the day the notice is published, notify the legislative authority of the applicable local government by telephone or electronic means, followed by written communication as necessary, to ensure that the local government has received the full written decision of the approval or disapproval".

Representatives Taylor and Takko spoke in favor of the adoption of the amendment.

Amendment (533) was adopted.

Representative Taylor moved the adoption of amendment (534).

On page 10, after line 28, insert the following:

"(12)(a) All decisions on permits under this section must be completed and the decision returned to the applicant within ninety days of submitting the application. If the ninety-day deadline is not satisfied, the applicant may file a motion in the appropriate superior court requesting court approval of the permit.

(b) If the permit is denied either within or after the ninety-day decision period, the applicant may file a motion in the appropriate superior court requesting the court to overturn the decision. This subsection applies notwithstanding, and as an alternative to, any other provision of law establishing appeal procedures. Applicants choosing to utilize this appeal authority are deemed to have satisfied all administrative remedies."

Representative Taylor spoke in favor of the adoption of the amendment.

Representative Takko spoke against the adoption of the amendment.

Amendment (534) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Takko and Angel spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5192, as amended by the House.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5192, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 5192, as amended by the House, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5300, by Senate Committee on Natural Resources & Marine Waters (originally sponsored by Senators Hargrove and Ranker)

Enhancing the use of Washington natural resources in public buildings.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Dunshee and Zeiger spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5300.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5300, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew,

Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys and Overstreet.

SUBSTITUTE SENATE BILL NO. 5300, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE SENATE BILL NO. 5374, by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Becker and Hobbs)

Making technical, nonsubstantive changes to various sections of the Revised Code of Washington that impact the department of agriculture.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Blake and Taylor spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5374.

ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5374, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SUBSTITUTE SENATE BILL NO. 5374, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5395, by Senators Hargrove and Stevens

Changing provisions involving domestic violence fatality review panels.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5395.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5395, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Representatives Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Haler, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kelley, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Lias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Probst, Reykdal, Rivers, Roberts, Rodne, Rolfes, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Zeiger and Mr. Speaker.

SENATE BILL NO. 5395, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1277, by Representative Cody

Concerning oversight of licensed or certified long-term care settings for vulnerable adults.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1277 was substituted for House Bill No. 1277 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1277 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody and Hunter spoke in favor of the passage of the bill.

Representatives Schmick, Hinkle, Buys, Alexander and Bailey spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1277.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1277, and the bill passed the House by the following vote: Yeas, 57; Nays, 40; Absent, 0; Excused, 0.

Voting yea: Representatives Anderson, Appleton, Billig, Blake, Carlyle, Clibborn, Cody, Condotta, Darneille, Dickerson,

Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Kenney, Kirby, Ladenburg, Liias, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Reykdal, Roberts, Rodne, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege and Mr. Speaker.

Voting nay: Representatives Ahern, Alexander, Angel, Armstrong, Asay, Bailey, Buys, Chandler, Crouse, Dahlquist, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Johnson, Kelley, Klippert, Kretz, Kristiansen, McCune, Nealey, Orcutt, Overstreet, Parker, Pearson, Probst, Rivers, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick, Wilcox and Zeiger.

SUBSTITUTE HOUSE BILL NO. 1277, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Substitute House Bill No. 1277.
Representative Miloscia, 30th District

SECOND READING

HOUSE BILL NO. 1738, by Representatives Cody and Jinkins

Changing the designation of the medicaid single state agency.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 1738 was substituted for House Bill No. 1738 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1738 was read the second time.

Representative Cody moved the adoption of amendment (530).

On page 25, line 27, after "services" strike all material through "appropriate" on line 28 and insert "subject to rules adopted by the authority or department"

On page 44, line 30, after "~~department~~" strike "Subject to available funds, the" and insert "The"

On page 47, line 32, after "act" strike "and subject to available funds"

On page 119, after line 30, insert the following:

"**Sec. 118.** RCW 74.09A.005 and 2007 c 179 s 1 are each amended to read as follows:

The legislature finds that:

(1) Simplification in the administration of payment of health benefits is important for the state, providers, and health insurers;

(2) The state, providers, and health insurers should take advantage of all opportunities to streamline operations through automation and the use of common computer standards;

(3) It is in the best interests of the state, providers, and health insurers to identify all third parties that are obligated to cover the cost of health care coverage of joint beneficiaries; and

(4) Health insurers, as a condition of doing business in Washington, must increase their effort to share information with the ~~((department))~~ authority and accept the ~~((department's))~~ authority's timely claims consistent with 42 U.S.C. 1396a(a)(25).

Therefore, the legislature declares that to improve the coordination of benefits between the ~~((department of social and health~~

~~services))~~ health care authority and health insurers to ensure that medical insurance benefits are properly utilized, a transfer of information between the ~~((department))~~ authority and health insurers should be instituted, and the process for submitting requests for information and claims should be simplified.

Sec. 119. RCW 74.09A.010 and 2007 c 179 s 2 are each amended to read as follows:

For the purposes of this chapter:

(1) ~~((Department))~~ "Authority" means the ~~((department of social and health services))~~ Washington state health care authority.

(2) "Health insurance coverage" includes any policy, contract, or agreement under which health care items or services are provided, arranged, reimbursed, or paid for by a health insurer.

(3) "Health insurer" means any party that is, by statute, policy, contract, or agreement, legally responsible for payment of a claim for a health care item or service, including, but not limited to, a commercial insurance company providing disability insurance under chapter 48.20 or 48.21 RCW, a health care service contractor providing health care coverage under chapter 48.44 RCW, a health maintenance organization providing comprehensive health care services under chapter 48.46 RCW, an employer or union self-insured plan, any private insurer, a group health plan, a service benefit plan, a managed care organization, a pharmacy benefit manager, and a third party administrator.

(4) "Computerized" means online or batch processing with standardized format via magnetic tape output.

(5) "Joint beneficiary" is an individual who has health insurance coverage and is a recipient of public assistance benefits under chapter 74.09 RCW.

Sec. 120. RCW 74.09A.020 and 2007 c 179 s 3 are each amended to read as follows:

(1) The ~~((department))~~ authority shall provide routine and periodic computerized information to health insurers regarding client eligibility and coverage information. Health insurers shall use this information to identify joint beneficiaries. Identification of joint beneficiaries shall be transmitted to the ~~((department))~~ authority. The ~~((department))~~ authority shall use this information to improve accuracy and currency of health insurance coverage and promote improved coordination of benefits.

(2) To the maximum extent possible, necessary data elements and a compatible database shall be developed by affected health insurers and the ~~((department))~~ authority. The ~~((department))~~ authority shall establish a representative group of health insurers and state agency representatives to develop necessary technical and file specifications to promote a standardized database. The database shall include elements essential to the ~~((department))~~ authority and its population's health insurance coverage information.

(3) If the state and health insurers enter into other agreements regarding the use of common computer standards, the database identified in this section shall be replaced by the new common computer standards.

(4) The information provided will be of sufficient detail to promote reliable and accurate benefit coordination and identification of individuals who are also eligible for ~~((department))~~ authority programs.

(5) The frequency of updates will be mutually agreed to by each health insurer and the ~~((department))~~ authority based on frequency of change and operational limitations. In no event shall the computerized data be provided less than semiannually.

(6) The health insurers and the ~~((department))~~ authority shall safeguard and properly use the information to protect records as provided by law, including but not limited to chapters 42.48, 74.09, 74.04, 70.02, and 42.56 RCW, and 42 U.S.C. Sec. 1396a and 42 C.F.R. Sec. 43 et seq. The purpose of this exchange of information is to improve coordination and administration of benefits and ensure that medical insurance benefits are properly utilized.

(7) The ((department)) authority shall target implementation of this section to those health insurers with the highest probability of joint beneficiaries.

Sec. 121. RCW 74.09A.030 and 2007 c 179 s 4 are each amended to read as follows:

Health insurers, as a condition of doing business in Washington, must:

(1) Provide, with respect to individuals who are eligible for, or are provided, medical assistance under chapter 74.09 RCW, upon the request of the ((department)) authority, information to determine during what period the individual or their spouses or their dependants may be, or may have been, covered by a health insurer and the nature of coverage that is or was provided by the health insurer, including the name, address, and identifying number of the plan, in a manner prescribed by the ((department)) authority;

(2) Accept the ((department's)) authority's right to recovery and the assignment to the ((department)) authority of any right of an individual or other entity to payment from the party for an item or service for which payment has been made under chapter 74.09 RCW;

(3) Respond to any inquiry by the ((department)) authority regarding a claim for payment for any health care item or service that is submitted not later than three years after the date of the provision of such health care item or service;

(4) Agree not to deny a claim submitted by the ((department)) authority solely on the basis of the date of submission of the claim, the type or format of the claim form, or a failure to present proper documentation at the point-of-sale that is the basis of the claim, if:

(a) The claim is submitted by the ((department)) authority within the three-year period beginning on the date the item or service was furnished; and

(b) Any action by the ((department)) authority to enforce its rights with respect to such claim is commenced within six years of the ((department's)) authority's submission of such claim; and

(5) Agree that the prevailing party in any legal action to enforce this section receives reasonable attorneys' fees as well as related collection fees and costs incurred in the enforcement of this section."

Renumber the remaining sections consecutively and correct any internal references accordingly. Correct the title.

Representative Cody spoke in favor of the adoption of the amendment.

Representative Alexander spoke against the adoption of the amendment.

Amendment (530) was adopted.

Representative Bailey moved the adoption of amendment (528).

On page 124, beginning on line 5, strike all of section 127
Correct the title.

Representatives Bailey spoke in favor of the adoption of the amendment.

Representative Hunter spoke against the adoption of the amendment.

Amendment (528) was not adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Cody spoke in favor of the passage of the bill.

Representatives Schmick, Alexander, Bailey and Hinkle spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 1738.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 1738, and the bill passed the House by the following vote: Yeas, 54; Nays, 43; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Billig, Blake, Carlyle, Clibborn, Cody, Darneille, Dickerson, Dunshee, Eddy, Finn, Fitzgibbon, Frockt, Goodman, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Kelley, Kenney, Kirby, Ladenburg, Lytton, Maxwell, McCoy, Miloscia, Moeller, Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Probst, Reykdal, Roberts, Rolfes, Ryu, Santos, Seaquist, Sells, Springer, Stanford, Sullivan, Takko, Tharinger, Upthegrove, Van De Wege and Mr. Speaker.

Voting nay: Representatives Ahern, Alexander, Anderson, Angel, Armstrong, Asay, Bailey, Buys, Chandler, Condotta, Crouse, Dahlquist, Dammeier, DeBolt, Fagan, Haler, Hargrove, Harris, Hinkle, Hope, Johnson, Klippert, Kretz, Kristiansen, Lias, McCune, Nealey, Orcutt, Overstreet, Parker, Pearson, Rivers, Rodne, Ross, Schmick, Shea, Short, Smith, Taylor, Walsh, Warnick, Wilcox and Zeiger.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1738, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Maxwell to preside.

There being no objection, the House advanced to the eighth 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. 1449
SUBSTITUTE SENATE BILL NO. 5036
SUBSTITUTE SENATE BILL NO. 5067
SUBSTITUTE SENATE BILL NO. 5097
SUBSTITUTE SENATE BILL NO. 5167
SUBSTITUTE SENATE BILL NO. 5203
ENGROSSED SUBSTITUTE SENATE BILL NO. 5253
SENATE BILL NO. 5304
SUBSTITUTE SENATE BILL NO. 5364
ENGROSSED SUBSTITUTE SENATE BILL NO. 5371
SUBSTITUTE SENATE BILL NO. 5428
SUBSTITUTE SENATE BILL NO. 5452
SUBSTITUTE SENATE BILL NO. 5749
SENATE BILL NO. 5584
SUBSTITUTE SENATE BILL NO. 5614
SUBSTITUTE SENATE BILL NO. 5691
ENGROSSED SENATE BILL NO. 5773
SENATE JOINT MEMORIAL NO. 8008

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

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

There being no objection, the House adjourned until 10:00 a.m., April 7, 2011, the 88th Day of the Regular Session.

1012	Speaker Signed	8
1048-S	Speaker Signed	8
1105-S	Speaker Signed	8
1172-S	Speaker Signed	8
1179	Speaker Signed	8
1181	Speaker Signed	8
1206-S2	Speaker Signed	8
1215	Speaker Signed	8
1227	Speaker Signed	8
1243-S	Speaker Signed	8
1263	Speaker Signed	8
1277	Second Reading	12
1277-S	Second Reading	12
	Third Reading Final Passage	12
1303	Speaker Signed	8
1304-S	Speaker Signed	8
1353	Speaker Signed	8
1362-S2	Speaker Signed	8
1391	Speaker Signed	8
1449	Other Action	14
1489-S	Speaker Signed	8
1492-S	Speaker Signed	8
1519-S2	Speaker Signed	8
1575-S	Speaker Signed	8
1585-S	Speaker Signed	8
1625	Speaker Signed	8
1709	Speaker Signed	8
1719-S	Speaker Signed	8
1738	Second Reading	12
1738-S2	Second Reading	12
	Amendment Offered	12
	Third Reading Final Passage	13
1803-S2	Speaker Signed	8
1808-S2	Speaker Signed	8
1826-S		

Speaker Signed	8
1937	
Speaker Signed	8
1939	
Speaker Signed	8
5018-S	
Second Reading	8
Third Reading Final Passage	8
5025-S	
Second Reading	2
Amendment Offered	2
Third Reading Final Passage	2
5035	
Second Reading	8
Third Reading Final Passage	9
5036-S	
Other Action	14
5045	
Second Reading	9
Third Reading Final Passage	9
5057	
Speaker Signed	7
5058	
Speaker Signed	7
5067-S	
Other Action	14
5070-S	
Second Reading	9
Third Reading Final Passage	9
5071-S	
Speaker Signed	7
5076	
Second Reading	9
Third Reading Final Passage	9
5097-S	
Other Action	14
5098-S	
Second Reading	1
Amendment Offered	1
Third Reading Final Passage	1
5115-S	
Speaker Signed	7
5116	
Speaker Signed	7
5149	
Speaker Signed	7
5167-S	
Other Action	14
5170	
Speaker Signed	7
5186-S	
Second Reading	6
Third Reading Final Passage	7
5192-S	
Second Reading	10
Third Reading Final Passage	11
5203-S	
Other Action	14
5213	
Speaker Signed	7
5224	
Speaker Signed	7
5241	
Second Reading	2
Third Reading Final Passage	3
5242	

Speaker Signed	7
5253-S	
Other Action	14
5295	
Speaker Signed	7
5300-S	
Second Reading	11
Third Reading Final Passage	11
5304	
Other Action	14
5307-S	
Speaker Signed	7
5352-S	
Second Reading	1
Third Reading Final Passage	2
5364-S	
Other Action	14
5371-S	
Other Action	14
5374-S	
Second Reading	11
Third Reading Final Passage	11
5375	
Speaker Signed	7
5388	
Speaker Signed	7
5395	
Second Reading	11
Third Reading Final Passage	12
5428-S	
Other Action	14
5436-S	
Second Reading	3
Third Reading Final Passage	3
5442-S	
Second Reading	3
Third Reading Final Passage	3
5452-S	
Other Action	14
5482	
Second Reading	4
Third Reading Final Passage	4
5492	
Speaker Signed	8
5495-S	
Speaker Signed	8
5501	
Speaker Signed	8
5502-S	
Second Reading	4
Amendment Offered	4
Third Reading Final Passage	4
5538-S	
Speaker Signed	8
5555-S	
Second Reading	2
Third Reading Final Passage	2
5574-S	
Speaker Signed	8
5579-S	
Second Reading	4
Third Reading Final Passage	5
5584	
Other Action	14
5594-S	
Speaker Signed	8

5595-S2
 Second Reading 5
 Third Reading Final Passage 5

5614-S
 Other Action 14

5656-S
 Second Reading 10
 Amendment Offered 10
 Third Reading Final Passage 10

5691-S
 Other Action 14

5749-S
 Other Action 14

5773
 Other Action 14

5788-S
 Second Reading 5
 Third Reading Final Passage 5

5836-S
 Second Reading 5
 Third Reading Final Passage 6

5849
 Second Reading 6
 Third Reading Final Passage 6

8008
 Other Action 14

HOUSE OF REPRESENTATIVES (Representative Moeller presiding)
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