

EIGHTH DAY

NOON SESSION

Senate Chamber, Olympia, January 16, 2006

The Senate was called to order at 12:00 noon by Vice President Pro Tempore. 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
GUBERNATORIAL APPOINTMENTS**

January 13, 2006

SGA 9015 REBECCA BOWERS, appointed June 21, 2004, for the term ending May 31, 2008, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning, K-12 & Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Pridemore, Vice Chair, Higher Education; Delvin, Eide, Kohl-Welles, Rasmussen, Rockefeller, Schmidt and Schoesler

Passed to Committee on Rules for second reading.

January 13, 2006

SGA 9049 ROGER ERSKINE, appointed June 1, 2004, for the term ending May 31, 2008, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning, K-12 & Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Pridemore, Vice Chair, Higher Education; Delvin, Eide, Kohl-Welles, Rasmussen, Rockefeller, Schmidt and Schoesler

Passed to Committee on Rules for second reading.

January 13, 2006

SGA 9145 DORA NOBLE, appointed June 1, 2004, for the term ending May 31, 2008, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning, K-12 & Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Pridemore, Vice Chair, Higher Education; Delvin, Eide, Kohl-Welles, Rasmussen, Rockefeller, Schmidt and Schoesler

Passed to Committee on Rules for second reading.

January 13, 2006

SGA 9340 GARY COHN, appointed July 25, 2005, for the term ending June 30, 2009, as Member of the Professional

Educator Standards Board. Reported by Committee on Early Learning, K-12 & Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Pridemore, Vice Chair, Higher Education; Delvin, Eide, Kohl-Welles, Rasmussen, Rockefeller, Schmidt and Schoesler

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Eide, all appointees listed on the Gubernatorial 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 13, 2006

MR. PRESIDENT:

The House has passed the following bills(s):
HOUSE BILL NO. 1131,
ENGROSSED HOUSE BILL NO. 1276,
HOUSE BILL NO. 1439,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 1865,
HOUSE BILL NO. 1966,

And the same are herewith transmitted.

RICHARD NAFZIGER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6560 by Senators Eide, Shin and Sheldon

AN ACT Relating to continued funding for the public facilities construction loan revolving account; and amending RCW 43.160.085.

Referred to Committee on International Trade & Economic Development.

SB 6561 by Senators Rockefeller and Kohl-Welles

AN ACT Relating to elevator mechanic licenses; and amending RCW 70.87.240.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6562 by Senator Swecker

AN ACT Relating to critical areas safe harbor agreements; and amending RCW 36.70A.172 and 36.70A.060.

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Referred to Committee on Government Operations & Elections.

Referred to Committee on Government Operations & Elections.

SB 6563 by Senators Haugen, Brandland and Oke

AN ACT Relating to admissibility in a civil action of failing to wear safety belt assemblies and failing to use child restraint systems; amending RCW 46.61.687 and 46.61.688; reenacting and amending RCW 46.61.687; providing an effective date; and providing an expiration date.

Referred to Committee on Transportation.

SB 6564 by Senators Zarelli, Regala, Rockefeller, Doumit, Hewitt, Rasmussen, Johnson and Shin; by request of Lieutenant Governor

AN ACT Relating to the property tax exemption for nonprofit schools and colleges; amending RCW 84.36.050 and 84.36.805; and creating new sections.

Referred to Committee on Ways & Means.

SB 6565 by Senators Kastama, Kohl-Welles and Kline

AN ACT Relating to valid voter registrations; amending RCW 29A.08.112, 29A.08.810, 29A.08.820, 29A.08.840, 29A.08.850, and 29A.40.140; and repealing RCW 29A.08.830.

Referred to Committee on Government Operations & Elections.

SB 6566 by Senators Eide, Esser, Swecker, Haugen, Prentice and McAuliffe

AN ACT Relating to commute trip reduction; amending RCW 70.94.521, 70.94.524, 70.94.527, 70.94.531, 70.94.534, 70.94.537, 70.94.541, 70.94.544, 70.94.547, and 70.94.551; and adding a new section to chapter 70.94 RCW.

Referred to Committee on Transportation.

SB 6567 by Senators McAuliffe, Schmidt, Pridemore, Schoesler, Shin and Kohl-Welles

AN ACT Relating to terms of appointment of student regents and trustees; and amending RCW 28B.20.100, 28B.30.100, 28B.35.100, and 28B.40.100.

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

SB 6568 by Senators Regala, Carrell and Oke

AN ACT Relating to animal fighting; amending RCW 16.52.117; and prescribing penalties.

Referred to Committee on Judiciary.

SB 6569 by Senators Kastama and Swecker

AN ACT Relating to clarifying the best available science requirements to protect critical areas; and amending RCW 36.70A.172, 36.70A.280, 36.70A.290, and 36.70A.300.

SB 6570 by Senators Fairley, Benton, Berkey and Honeyford

AN ACT Relating to retail installment contracts for motor vehicles; and adding a new section to chapter 63.14 RCW.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 6571 by Senators Berkey, Benton, Fairley, Honeyford, Franklin and Parlette

AN ACT Relating to financing practices of motor vehicle dealers; amending RCW 46.70.180; and creating a new section.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 6572 by Senator Hargrove

AN ACT Relating to the unlawful detainer process under the residential landlord-tenant act; and amending RCW 59.18.365.

Referred to Committee on Judiciary.

SB 6573 by Senators Zarelli, Honeyford, Sheldon, Hargrove, Morton, Swecker and Mulliken

AN ACT Relating to maintaining and enhancing the viability of agriculture; amending RCW 36.70A.030, 36.70A.175, and 90.48.020; and creating a new section.

Referred to Committee on Agriculture & Rural Economic Development.

SB 6574 by Senators Mulliken, Sheldon, Schoesler, Morton and Honeyford

AN ACT Relating to providing fairness in government control of property; amending RCW 36.70A.060 and 36.70A.172; adding a new section to chapter 8.04 RCW; adding new sections to chapter 64.40 RCW; and creating new sections.

Referred to Committee on Government Operations & Elections.

SB 6575 by Senators Rasmussen, Roach, Kastama, Brandland, Berkey, Doumit, Rockefeller, Shin and Franklin

AN ACT Relating to accessory uses on agricultural lands; and amending RCW 36.70A.177.

Referred to Committee on Agriculture & Rural Economic Development.

SB 6576 by Senators Hargrove, Brandland, Rasmussen and McAuliffe

AN ACT Relating to forwarding of sex offender information; and amending RCW 43.43.540.

Referred to Committee on Human Services & Corrections.

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SB 6577 by Senator Prentice

AN ACT Relating to the electronic administration of the real estate excise tax; amending RCW 82.45.210; reenacting and amending RCW 82.45.180; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 6578 by Senator Pridemore

AN ACT Relating to insurance premiums tax; amending RCW 48.14.080; creating new sections; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 6579 by Senators McAuliffe, Eide, Weinstein, Schmidt, Berkey, Rasmussen, Franklin, Keiser and Shin

AN ACT Relating to juvenile interrogation; adding a new section to chapter 13.40 RCW; and creating a new section.

Referred to Committee on Human Services & Corrections.

SB 6580 by Senators McAuliffe, Schmidt, Weinstein, Carrell, Berkey, Rasmussen, Oke and Shin

AN ACT Relating to juvenile sex offender and kidnapping offender notification and information sharing in schools; creating new sections; and providing expiration dates.

Referred to Committee on Human Services & Corrections.

SB 6581 by Senators Poulsen and Delvin

AN ACT Relating to water resource management in the Columbia river basin; reenacting and amending RCW 43.84.092; adding a new chapter to Title 90 RCW; and providing an effective date.

Referred to Committee on Water, Energy & Environment.

SB 6582 by Senators Berkey, Jacobsen, Franklin and Rasmussen

AN ACT Relating to the state parks golden age pass; and adding a new section to chapter 79A.05 RCW.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6583 by Senator Berkey

AN ACT Relating to exempting indigent persons from the local transit agency motor vehicle excise tax; and amending RCW 81.104.160.

Referred to Committee on Transportation.

SB 6584 by Senators Kohl-Welles, Benton, Fairley, Keiser and Kline

AN ACT Relating to mortgage lenders and credit card issuers; and adding a new chapter to Title 19 RCW.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 6585 by Senators Doumit, Zarelli, Schmidt and Rasmussen

AN ACT Relating to allowing department of fish and wildlife enforcement officers to transfer service credit; and adding a new section to chapter 41.26 RCW.

Referred to Committee on Ways & Means.

SB 6586 by Senators Haugen and McCaslin

AN ACT Relating to payment of claims by checks or warrants; adding a new section to chapter 35.23 RCW; and adding a new section to chapter 35.27 RCW.

Referred to Committee on Government Operations & Elections.

SB 6587 by Senators Kastama, Regala, Keiser, Deccio, Thibaudeau, Rasmussen, McAuliffe, Kohl-Welles and Kline

AN ACT Relating to creating an office of mental health ombudsman; adding a new chapter to Title 43 RCW; creating a new section; repealing RCW 71.24.350; and providing an effective date.

Referred to Committee on Human Services & Corrections.

SB 6588 by Senator Eide

AN ACT Relating to tax incentives for certain multiple-unit dwellings in urban centers; and amending RCW 84.14.010.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 6589 by Senators Eide and McAuliffe

AN ACT Relating to the development of affordable housing through flexible short subdivision; amending RCW 58.17.060; and creating a new section.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 6590 by Senators Kline, Esser, Johnson and Weinstein

AN ACT Relating to the uniform interstate family support act; and amending RCW 26.21A.900.

Referred to Committee on Judiciary.

SB 6591 by Senators Keiser and Deccio

AN ACT Relating to the distribution of dangerous drugs; amending RCW 18.64.011 and 18.64.046; creating a new section; prescribing penalties; and declaring an emergency.

Referred to Committee on Health & Long-Term Care.

SB 6592 by Senators Keiser, Kohl-Welles and Kline

AN ACT Relating to requiring minimum paid sick leave from employment; amending RCW 49.12.280, 49.12.285, 49.12.287, and 49.12.290; adding new sections to chapter

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49.12 RCW; creating new sections; and prescribing penalties.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6593 by Senators Spanel and Berkey

AN ACT Relating to the uniform securities act of Washington; amending RCW 42.56.400; adding a new chapter to Title 21 RCW; repealing RCW 21.20.005, 21.20.010, 21.20.020, 21.20.030, 21.20.035, 21.20.037, 21.20.040, 21.20.050, 21.20.060, 21.20.070, 21.20.080, 21.20.090, 21.20.100, 21.20.110, 21.20.120, 21.20.130, 21.20.135, 21.20.140, 21.20.180, 21.20.190, 21.20.200, 21.20.210, 21.20.220, 21.20.230, 21.20.240, 21.20.250, 21.20.260, 21.20.270, 21.20.275, 21.20.280, 21.20.290, 21.20.300, 21.20.310, 21.20.320, 21.20.325, 21.20.327, 21.20.330, 21.20.340, 21.20.350, 21.20.360, 21.20.370, 21.20.380, 21.20.390, 21.20.395, 21.20.400, 21.20.410, 21.20.420, 21.20.430, 21.20.435, 21.20.440, 21.20.450, 21.20.460, 21.20.470, 21.20.480, 21.20.490, 21.20.500, 21.20.510, 21.20.520, 21.20.530, 21.20.540, 21.20.550, 21.20.560, 21.20.570, 21.20.580, 21.20.590, 21.20.700, 21.20.702, 21.20.705, 21.20.710, 21.20.715, 21.20.717, 21.20.720, 21.20.725, 21.20.727, 21.20.730, 21.20.732, 21.20.734, 21.20.740, 21.20.745, 21.20.750, 21.20.800, 21.20.805, 21.20.810, 21.20.815, 21.20.820, 21.20.825, 21.20.830, 21.20.835, 21.20.840, 21.20.845, 21.20.850, 21.20.855, 21.20.900, 21.20.905, 21.20.910, 21.20.915, 21.20.920, 21.20.925, 21.20.930, 21.20.935, and 21.20.940; prescribing penalties; and providing an effective date.

Referred to Committee on Financial Institutions, Housing & Consumer Protection.

SB 6594 by Senators Regala, Prentice, Doumit, Eide, Keiser, Fairley, Franklin and Kline

AN ACT Relating to conforming Washington's tax structure to the streamlined sales and use tax agreement; amending RCW 82.32.020, 82.08.037, 82.12.037, 82.02.210, 82.32.030, 82.14.020, 82.14.390, 82.32.520, 82.04.065, 82.04.065, 82.08.0289, 82.08.0289, 82.04.060, 82.04.190, 82.14B.020, 82.72.010, 82.32.555, 35A.82.055, 35A.82.060, 35A.82.060, 35A.82.065, 35.21.712, 35.21.714, 35.21.714, 35.21.715, 35.21.860, 35.102.020, 82.04.530, 82.16.010, 82.08.0283, 82.12.0277, 82.08.803, 82.12.803, 82.08.945, 82.12.945, 82.04.470, 82.08.010, 82.08.010, and 82.32.430; amending 2004 c 153 s 502 (uncodified); reenacting and amending RCW 82.04.050, 82.14B.030, 82.08.050, and 82.32.330; adding new sections to chapter 82.32 RCW; adding new sections to chapter 82.14 RCW; adding new sections to chapter 82.08 RCW; adding new sections to chapter 82.12 RCW; adding a new section to chapter 44.28 RCW; creating new sections; providing effective dates; providing a contingent effective date; and providing expiration dates.

Referred to Committee on Ways & Means.

SB 6595 by Senators Franklin, Esser, Keiser, Fairley, Kastama, Weinstein, Thibaudeau, Benton, Kline, Pridemore, Prentice, Kohl-Welles, Rasmussen and McAuliffe

AN ACT Relating to reducing injuries among patients and health care workers; adding a new section to chapter 49.17 RCW; and providing an effective date.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6596 by Senators Kline, Johnson, Weinstein and Esser

AN ACT Relating to the dissolution of Washington corporations; amending RCW 7.60.025, 23B.06.400, 23B.08.310, 23B.12.010, 23B.14.010, 23B.14.020, 23B.14.030, 23B.14.050, 23B.14.060, 23B.14.210, 23B.14.220, 23B.14.300, 23B.14.310, 23B.14.320, 23B.14.340, and 23B.14.400; and adding new sections to chapter 23B.14 RCW.

Referred to Committee on Judiciary.

SB 6597 by Senators Johnson, Kline, Weinstein and Esser

AN ACT Relating to trusts and estates; amending RCW 11.104A.040, 11.104A.050, 11.108.010, 11.108.025, 11.108.060, 11.108.900, 11.95.070, 11.24.010, 11.24.020, 11.96A.030, 11.96A.100, 11.96A.110, 11.96A.150, 6.32.250, 19.36.020, and 11.62.005; adding a new section to chapter 11.108 RCW; adding a new section to chapter 11.96A RCW; adding a new section to chapter 11.95 RCW; and creating a new section.

Referred to Committee on Judiciary.

SB 6598 by Senators Haugen and Jacobsen

AN ACT Relating to hunting; and adding a new section to chapter 77.36 RCW.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6599 by Senators Haugen, Berkey, Weinstein, Poulsen and Deccio

AN ACT Relating to central Puget Sound regional transportation governance and funding; amending RCW 36.120.020, 36.120.030, 36.120.040, 36.120.050, 36.120.070, 36.120.080, 36.120.110, 81.112.030, 81.100.080, and 29A.36.071; reenacting and amending RCW 43.79A.040, 43.84.092, and 43.84.092; adding new sections to chapter 36.120 RCW; adding a new section to chapter 81.112 RCW; providing an effective date; and providing an expiration date.

Referred to Committee on Transportation.

SB 6600 by Senators Haugen, Jacobsen and Berkey

AN ACT Relating to residential density on islands consisting of rural lands; and amending RCW 36.70A.011.

Referred to Committee on Government Operations & Elections.

SB 6601 by Senators Eide and Haugen

AN ACT Relating to transportation revenue; amending RCW 46.17.010; reenacting and amending RCW 43.84.092 and 43.84.092; adding a new section to chapter 46.68 RCW;

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providing an effective date; and providing an expiration date.

Referred to Committee on Transportation.

SB 6602 by Senators Benson, McCaslin, Stevens, Carrell, Morton, Benton, Schoesler, Delvin, Esser and Roach

AN ACT Relating to an exemption from the passenger vehicle weight fee; adding a new section to chapter 46.17 RCW; and providing an effective date.

Referred to Committee on Transportation.

SB 6603 by Senators Doumit, Morton and Parlette

AN ACT Relating to wildfire prevention and protection; creating new sections; making an appropriation; and providing an expiration date.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6604 by Senators Prentice, Rasmussen and McAuliffe

AN ACT Relating to providing excise tax relief for aerospace businesses; amending RCW 82.04.250, 82.32.590, 82.32.600, and 82.04.4463; reenacting and amending RCW 82.32.330; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding a new section to chapter 82.04 RCW; adding new sections to chapter 82.32 RCW; creating a new section; providing effective dates; and providing expiration dates.

Referred to Committee on International Trade & Economic Development.

SB 6605 by Senators Fraser, Oke, Fairley, Deccio, Franklin, Rasmussen and Kline

AN ACT Relating to educational interpreters for hearing-impaired students; adding new sections to chapter 28A.155 RCW; adding a new section to chapter 28A.300 RCW; adding a new section to chapter 28B.76 RCW; and creating new sections.

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

SB 6606 by Senators Fraser, Oke, Fairley, Deccio, Berkey, McAuliffe, Keiser, Kline, Regala, Honeyford, Thibaudeau, Mulliken, Pridemore, Rockefeller, Delvin, Rasmussen and Kohl-Welles

AN ACT Relating to standards for educational interpreters for students who are deaf or hard of hearing; adding a new section to chapter 28A.155 RCW; and creating a new section.

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

SB 6607 by Senators Kohl-Welles, Weinstein, McAuliffe, Pridemore, Rockefeller, Fairley, Keiser, Fraser, Franklin and Kline

AN ACT Relating to protecting public health in the application of pesticides near schools, nursing homes, child care centers, and other facilities with vulnerable populations; and adding a new section to chapter 43.20 RCW.

Referred to Committee on Health & Long-Term Care.

SCR 8416 by Senators Kastama and Kline

Moving the September 2006 legislative assembly to a location east of the Cascade Mountains.

Referred to Committee on Government Operations & Elections.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

HB 1131 by Representatives Nixon, Haigh and Shabro

AN ACT Relating to restrictions on mailing by legislators; and amending RCW 42.52.185.

Referred to Committee on Government Operations & Elections.

EHB 1276 by Representatives Grant, Holmquist, Kessler, Upthegrove, Walsh, Linville, Nixon, Hinkle, Buri, Newhouse, Orcutt, Kristiansen, Campbell, Hankins, McDonald, Talcott, Bailey, Shabro, Skinner, Roach, Haigh, McCune, Kretz, Hunter, Moeller, Miloscia, Williams, O'Brien, Schindler, P. Sullivan, Blake, Anderson, Buck, Wallace, Chase, Condotta and Santos

AN ACT Relating to the governor's signature on significant legislative rules; and amending RCW 34.05.360.

Referred to Committee on Government Operations & Elections.

HB 1439 by Representatives Green, Nixon, Haigh, Upthegrove, Chase and Dunn

AN ACT Relating to electronic and web-based bidding; and amending RCW 43.19.1906, 43.19.1908, and 43.19.1911.

Referred to Committee on Government Operations & Elections.

ESHB 1865 by House Committee on Transportation (originally sponsored by Representatives Kilmer, Woods, Lantz, Appleton, Talcott, Green and Williams)

AN ACT Relating to sales and use taxes related to the state route 16 corridor improvements project; amending RCW 47.46.060; adding a new section to chapter 82.08 RCW; and adding a new section to chapter 82.12 RCW.

Referred to Committee on Ways & Means.

HB 1966 by Representatives Ericks, O'Brien, Lovick, Strow, Haler, Takko, Morrell, Nixon, Campbell, McIntire, Conway, Santos, Chase and Moeller

AN ACT Relating to classifying identity theft as a crime against persons; and reenacting and amending RCW 9.94A.411.

Referred to Committee on Judiciary.

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 6563 which was referred to the Committee on Transportation, Senate Bill No. 6587 which was referred to the Committee on Human Services & Corrections, Senate Bill No. 6595 which was referred to the Committee on Labor, Commerce, Research & Development, Senate Bill No. 6604 which was referred to the Committee on International Trade & Economic Development, Senate Bill No. 6573 and Senate Bill No. 6575 which were referred to the Committee on Agriculture & Rural Economic Development.

MOTION

At 12:04 p.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon a.m. Tuesday, January 17, 2006.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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