

SECOND DAY

NOON SESSION

Senate Chamber, Olympia, Tuesday, January 15, 2008

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

MOTION

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

MOTION

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

MESSAGE FROM THE HOUSE

January 15, 2008

MR. PRESIDENT:

The Speaker has signed the following bills:

HOUSE CONCURRENT RESOLUTION NO. 4405,
HOUSE CONCURRENT RESOLUTION NO. 4406,
HOUSE CONCURRENT RESOLUTION NO. 4407,

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

SIGNED BY THE PRESIDENT

The President signed:

SENATE CONCURRENT RESOLUTION NO. 8411,

SIGNED BY THE PRESIDENT

The President signed:

HOUSE CONCURRENT RESOLUTION NO. 4405,
HOUSE CONCURRENT RESOLUTION NO. 4406,
HOUSE CONCURRENT RESOLUTION NO. 4407,

MOTION

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

INTRODUCTION AND FIRST READING

SB 6303 by Senators Pflug, Prentice, Shin and Rasmussen

AN ACT Relating to coordination of benefit plans that allow state and public employees to pay on a pretax basis to participate in benefits offered under sections 125 and 129 of the internal revenue code, including transfer of the dependent care assistance program to the health care authority; amending RCW 41.05.300, 41.05.310, 41.05.320, 41.05.123, 41.05.330, 41.05.340, 41.05.350, 41.05.360, 28B.50.874, and 41.50.780; reenacting and amending RCW 41.05.011; adding a new section to chapter 41.05 RCW; creating a new section; repealing RCW 41.04.600, 41.04.605, 41.04.610, 41.04.615, 41.04.620, 41.04.625, 41.04.630, 41.04.635, 41.04.640, and 41.04.645; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6304 by Senators Kohl-Welles, Shin, McAuliffe, Fairley and McDermott

AN ACT Relating to allowing institutions of higher education to adopt rules regulating firearms on campus; reenacting and amending RCW 9.41.300; and creating a new section.

Referred to Committee on Higher Education.

SB 6305 by Senators Kohl-Welles, Keiser, Fairley, Regala, Kline, McDermott, Murray and Tom

AN ACT Relating to providing discretion to the department of health with respect to federal funding for the prevention of teen pregnancy under Title V of the federal social security act; and amending RCW 74.12.410.

Referred to Committee on Health & Long-Term Care.

SB 6306 by Senators Rockefeller, Fairley, Kline and Shin

AN ACT Relating to visitation rights for relatives of dependent children; amending RCW 26.09.405; and adding a new section to chapter 13.34 RCW.

Referred to Committee on Human Services & Corrections.

SB 6307 by Senators Rockefeller, Kilmer, Jacobsen and Kohl-Welles

AN ACT Relating to Puget Sound marine managed areas; amending RCW 90.71.010, 90.71.210, and 90.71.300; adding a new section to chapter 90.71 RCW; adding a new section to chapter 79.105 RCW; adding a new section to chapter 77.12 RCW; and creating new sections.

Referred to Committee on Water, Energy & Telecommunications.

SB 6308 by Senators Rockefeller, Regala, Murray, Kohl-Welles, Marr, Pridemore, Oemig, Kilmer, Jacobsen, Kline, Shin and McAuliffe

AN ACT Relating to climate change research, preparation, and adaptation; and adding a new chapter to Title 43 RCW.

Referred to Committee on Water, Energy & Telecommunications.

SB 6309 by Senators Rockefeller, Kohl-Welles, Jacobsen, Regala, Oemig, Pridemore, Murray, Marr, Hatfield, Kline and Tom

AN ACT Relating to presale and ongoing disclosure of greenhouse gas tailpipe emissions from new motor vehicles; adding a new section to chapter 70.120A RCW; and creating a new section.

Referred to Committee on Water, Energy & Telecommunications.

SB 6310 by Senator Hargrove

AN ACT Relating to correcting obsolete references concerning chapter 10.77 RCW; amending RCW 10.77.010, 10.77.065, 10.77.092, 10.77.097, 10.77.163, 71.05.235, 71.05.280, 71.05.290, 71.05.300, 71.05.320, 71.05.425, 71.09.025, 71.09.030, and 71.09.060; repealing RCW 10.77.260 and 10.77.800; and declaring an emergency.

Referred to Committee on Human Services.

SB 6311 by Senator Hargrove

AN ACT Relating to reform of competency evaluation and competency restoration procedures; amending RCW 10.77.060, 10.77.065, 10.77.084, 10.77.086, 10.77.088, 10.77.010, 10.77.092, 10.77.097, 10.77.163, 71.05.235, 71.05.280, 71.05.290, 71.05.300, 71.05.320, 71.05.425, 71.09.025, 71.09.030, and 71.09.060; adding new sections to chapter 10.77 RCW; creating a new section; and repealing RCW 10.77.260 and 10.77.800.

Referred to Committee on Human Services & Corrections.

SB 6312 by Senators Roach, Pridemore, Oemig and Benton

AN ACT Relating to identifying marks on ballots; and amending RCW 29A.36.111 and 29A.60.040.

Referred to Committee on Government Operations & Elections.

SB 6313 by Senators McAuliffe, Rasmussen, Tom, Delvin, Shin, Kohl-Welles, Fairley and Fraser

AN ACT Relating to disability history month; adding a new section to chapter 28A.230 RCW; adding a new section to chapter 28B.10 RCW; and creating new sections.

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

SB 6314 by Senators McAuliffe, Kline, Fairley, Franklin, Kohl-Welles, McDermott, Weinstein and Rasmussen

AN ACT Relating to providing funds to establish and sustain public school arts programs; amending RCW 67.70.240; adding a new section to chapter 43.46 RCW; adding a new section to chapter 43.79 RCW; and creating a new section.

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

SB 6315 by Senator Morton

AN ACT Relating to wolf-hybrids; and amending RCW 16.30.010.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6316 by Senators Prentice, Delvin and Kohl-Welles

AN ACT Relating to investment earnings of the gambling revolving fund; and reenacting and amending RCW 43.79A.040.

Referred to Committee on Ways & Means.

SB 6317 by Senators Berkey and Kline

AN ACT Relating to the payment of interest upon failure to pay death benefits that are payable under the terms of a group life insurance policy; and adding a new section to chapter 48.24 RCW.

Referred to Committee on Financial Institutions & Insurance.

SB 6318 by Senators Berkey and Shin

AN ACT Relating to reporting insurance premiums for tax purposes; and amending RCW 48.14.020 and 48.14.090.

Referred to Committee on Financial Institutions & Insurance.

SB 6319 by Senators Kilmer, King, Kastama, McAuliffe and Rasmussen

AN ACT Relating to extending the application deadlines for sales and use tax deferral programs; amending RCW 82.60.030, 82.63.020, 82.74.020, and 82.75.020; and providing an expiration date.

Referred to Committee on Economic Development, Trade & Management.

SB 6320 by Senators Haugen, Swecker, Hatfield, Sheldon, Fraser, Shin, Roach, Kilmer, Kohl-Welles, McAuliffe and Rasmussen

AN ACT Relating to a deduction from the combined disposable income calculation for the senior property tax exemption for repairs to property required because of acts of nature; and amending RCW 84.36.383.

Referred to Committee on Ways & Means.

SB 6321 by Senators Marr, Swecker and Haugen

AN ACT Relating to jurisdictional route transfers; amending RCW 47.26.167; adding a new section to chapter 47.01 RCW; and recodifying RCW 47.26.167.

Referred to Committee on Transportation.

SB 6322 by Senators Kohl-Welles, Fairley and Kline

AN ACT Relating to revising the definition of a weapon; and reenacting and amending RCW 9.41.300.

Referred to Committee on Judiciary.

SB 6323 by Senators Kilmer, King, Kastama, Shin and Rasmussen

AN ACT Relating to improving the effectiveness of tax incentives for eligible business projects in rural counties and community empowerment zones; amending RCW 82.62.030 and 82.60.049; and providing an effective date.

Referred to Committee on Economic Development, Trade & Management.

SB 6324 by Senators Sheldon, Haugen and Shin

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AN ACT Relating to liability immunity for aerial search and rescue activities managed by the department of transportation; and amending RCW 47.68.380.

Referred to Committee on Transportation.

SB 6325 by Senator Hargrove

AN ACT Relating to juvenile offender suspended disposition alternatives; and amending RCW 13.40.0357.

Referred to Committee on Human Services & Corrections.

SB 6326 by Senator Hargrove

AN ACT Relating to restoring the preferential timber industry business and occupation tax rate to the manufacture of environmentally responsible surface material products from recycled paper; reenacting and amending RCW 82.04.260; and creating a new section.

Referred to Committee on Ways & Means.

SB 6327 by Senators Keiser, Kline and Kohl-Welles

AN ACT Relating to unemployment compensation during labor disputes; and amending RCW 50.20.090.

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

SB 6328 by Senators Kohl-Welles, Shin, Schoesler, Kilmer, Delvin, McAuliffe and Rasmussen

AN ACT Relating to campus safety and security; amending RCW 28B.10.569; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

SB 6329 by Senator McCaslin

AN ACT Relating to jury selection; and amending RCW 2.36.065 and 2.36.093.

Referred to Committee on Judiciary.

SB 6330 by Senators McCaslin and Kohl-Welles

AN ACT Relating to juror compensation; and amending RCW 2.36.150, 3.50.135, and 35.20.090.

Referred to Committee on Judiciary.

SB 6331 by Senator McCaslin

AN ACT Relating to the modification of parenting plans based on the military service of a parent; and amending RCW 26.09.260.

Referred to Committee on Human Services & Corrections.

SB 6332 by Senators Kauffman, Kilmer, Shin, Murray, Sheldon, Marr, Rasmussen, Franklin, Berkey, Haugen, Kohl-Welles, Regala, Keiser, Spanel, McDermott, Rockefeller, Kline, Tom and McAuliffe

AN ACT Relating to increasing the debt limit of the housing finance commission; and amending RCW 43.180.160.

Referred to Committee on Consumer Protection & Housing.

SB 6333 by Senators Keiser, Kohl-Welles, Marr and McAuliffe

AN ACT Relating to the creation of a citizens' work group on health care reform; creating new sections; and providing an expiration date.

Referred to Committee on Health & Long-Term Care.

SB 6334 by Senators Franklin, Regala, Fairley, Keiser and Kohl-Welles

AN ACT Relating to the practice of health care assistants; amending RCW 18.135.010, 18.135.020, and 18.135.065; and adding a new section to chapter 18.135 RCW.

Referred to Committee on Health & Long-Term Care.

SB 6335 by Senators Prentice, Shin, Kohl-Welles and McAuliffe

AN ACT Relating to the homeless families services fund; making an appropriation; and declaring an emergency.

Referred to Committee on Appropriations.

SB 6336 by Senators Delvin, Prentice, Hewitt, Kauffman and Shin

AN ACT Relating to the business and occupation tax classification for cleaning up radioactive waste and other byproducts of weapons production and nuclear research and development; amending RCW 82.04.263; creating a new section; and providing an effective date.

Referred to Committee on Ways & Means.

SB 6337 by Senator Jacobsen

AN ACT Relating to the state's management of the Puget Sound commercial salmon fishery; amending RCW 77.50.010 and 77.50.120; reenacting and amending RCW 77.08.010; adding new sections to chapter 77.50 RCW; and creating a new section.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6338 by Senators Jacobsen and Franklin

AN ACT Relating to labeling the country of origin of meat; adding a new chapter to Title 16 RCW; and prescribing penalties.

Referred to Committee on Agriculture & Rural Economic Development.

SB 6339 by Senators Kohl-Welles, Swecker, Hargrove, Regala, Fraser, Marr and Kauffman

AN ACT Relating to address confidentiality of victims of trafficking; and amending RCW 40.24.010, 40.24.020, 40.24.030, and 40.24.080.

Referred to Committee on Human Services & Corrections.

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SB 6340 by Senators Rockefeller, Morton, Sheldon, Swecker, Hobbs, Berkey and Kilmer

AN ACT Relating to water system acquisition and rehabilitation; adding a new section to chapter 70.119A RCW; and creating new sections.

Referred to Committee on Ways & Means.

SB 6341 by Senators Kauffman, Delvin and Marr

AN ACT Relating to electronic data recorders in motor vehicles; reenacting and amending RCW 46.63.020; adding a new section to chapter 48.30 RCW; adding a new chapter to Title 46 RCW; and prescribing penalties.

Referred to Committee on Consumer Protection & Housing.

SB 6342 by Senators Rasmussen, Swecker, Kastama, Haugen, Pridemore, Franklin, Hobbs, Kline, Shin, Roach, Kilmer and McAuliffe

AN ACT Relating to military department claims and accounts; amending RCW 38.24.010; and adding a new section to chapter 38.40 RCW.

Referred to Committee on Ways & Means.

SB 6343 by Senators Morton, Carrell and Roach

AN ACT Relating to small scale prospecting and mining; and amending RCW 79A.05.625, 79A.05.630, 79A.05.165, and 77.55.091.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6344 by Senator Morton

AN ACT Relating to driver's license examinations; amending RCW 46.20.130 and 46.20.305; and reenacting and amending RCW 46.20.120.

Referred to Committee on Transportation.

SB 6345 by Senator Morton

AN ACT Relating to the alternative bid procedure for public utility districts; and amending RCW 54.04.082.

Referred to Committee on Government Operations & Elections.

SB 6346 by Senator Morton

AN ACT Relating to the worth of materials utilized for work performed under prudent utility management; and amending RCW 54.04.070.

Referred to Committee on Water, Energy & Telecommunications.

SB 6347 by Senator Morton

AN ACT Relating to day labor projects for small counties; and amending RCW 36.77.065 and 36.77.070.

Referred to Committee on Transportation.

SB 6348 by Senator Morton

AN ACT Relating to the interwatershed transfer of water rights; amending RCW 90.03.380; and creating new sections.

Referred to Committee on Water, Energy & Telecommunications.

SB 6349 by Senators Schoesler, Sheldon, Hewitt and Hargrove

AN ACT Relating to mitigating the local government and community impacts of state correctional institutions in counties with a population of less than one hundred thousand persons and with a state correctional institution with a population of more than eight hundred offenders with a custody level designation of medium or higher; adding a new section to chapter 82.14 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 6350 by Senators Prentice, Keiser and Kohl-Welles

AN ACT Relating to adult family home caregivers; amending RCW 74.39A.240, 74.39A.280, 41.56.113, 41.56.029, 41.04.810, 43.01.047, 74.39A.009, 74.39A.350, and 74.39A.360; reenacting and amending RCW 43.79A.040; adding new sections to chapter 74.39A RCW; creating new sections; and providing an effective date.

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

SB 6351 by Senators Prentice, Jacobsen and Roach

AN ACT Relating to providing that certain popcorn mixtures are not prepared food for sales and use tax purposes; and amending RCW 82.08.0293.

Referred to Committee on Ways & Means.

SB 6352 by Senators Haugen, Stevens, Rasmussen, Swecker, Murray, Marr and Spanel

AN ACT Relating to criteria for siting a future institution of higher education; creating new sections; and providing an expiration date.

Referred to Committee on Higher Education.

SB 6353 by Senator Haugen

AN ACT Relating to public transportation fares; amending RCW 35.58.020 and 36.57A.010; adding new sections to chapter 35.58 RCW; adding new sections to chapter 36.57A RCW; and prescribing penalties.

Referred to Committee on Transportation.

SB 6354 by Senators Haugen and McAuliffe

AN ACT Relating to identity crimes; and amending RCW 9.35.005.

Referred to Committee on Financial Institutions & Insurance.

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SB 6355 by Senator Haugen

AN ACT Relating to the imposition of tolls; amending RCW 47.56.030, 47.56.040, 47.56.070, 47.56.076, 47.56.078, 47.56.120, 47.56.240, 35.74.050, 36.120.050, 36.73.040, 47.29.060, 47.58.030, 47.60.010, and 53.34.010 adding new sections to chapter 47.56 RCW; and repealing RCW 47.56.0761 and 47.56.080.

Referred to Committee on Transportation.

SB 6356 by Senators Kohl-Welles, Jacobsen, Kline, McDermott, Prentice, Murray, Shin, McAuliffe and Rasmussen

AN ACT Relating to a leasehold excise tax exemption for nonprofit folk, ethnic, and traditional arts festivals; and adding a new section to chapter 82.29A RCW.

Referred to Committee on Ways & Means.

SB 6357 by Senators Kohl-Welles, Keiser, Regala, Kline, Murray, Fairley, McDermott, Hargrove, McCaslin, Tom, Marr and Rasmussen

AN ACT Relating to service of process in domestic violence cases; amending RCW 26.50.050 and 26.50.130; and creating a new section.

Referred to Committee on Judiciary.

SB 6358 by Senators Regala, Stevens, Hargrove, Marr, Roach, Kohl-Welles and Kilmer

AN ACT Relating to adding child care providers, volunteers, and employees to the definition of "predatory" perpetrators for the purposes of filing a special allegation; and reenacting and amending RCW 9.94A.030.

Referred to Committee on Human Services & Corrections.

SB 6359 by Senators Pflug, Keiser, Fairley and Kohl-Welles

AN ACT Relating to dental care delivery; and creating a new section.

Referred to Committee on Health & Long-Term Care.

SB 6360 by Senators Pflug, Keiser, Swecker, Fairley, Hewitt, Schoesler and Kohl-Welles

AN ACT Relating to establishing a task force on primary care medical practice; creating new sections; and providing an expiration date.

Referred to Committee on Health & Long-Term Care.

SB 6361 by Senators Pflug, Carrell, Stevens, Swecker, Delvin and Schoesler

AN ACT Relating to exercise of religious beliefs and conscience in the practice of pharmacy; amending RCW 18.64.005, 18.64.160, and 18.130.180; adding a new section to chapter 18.64 RCW; and creating a new section.

Referred to Committee on Health & Long-Term Care.

SJM 8022 by Senators Fairley, Swecker, Pridemore, Roach, McDermott, Kline and Kohl-Welles

Proposing a regional presidential primary.

Referred to Committee on Government Operations & Elections.

SJM 8023 by Senator Morton

Requesting resources to manage gray wolf depredation in Washington.

Referred to Committee on Natural Resources, Ocean & Recreation.

SJR 8223 by Senators Carrell, Oemig, Swecker, Roach and McDermott

Repealing a conflicting residency requirement for voting in a presidential election.

Referred to Committee on Government Operations & Elections.

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. 6341 which was referred to the Committee on Consumer Protection & Housing and Senate Bill No. 6347 which was referred to the Committee on Transportation.

MOTION

At 12:03 p.m., on motion of Senator Eide, the Senate was at recess until 4:15 p.m.

The Senate was called to order at 4:15 p.m. by President Owen.

The Senate appeared at the Chamber doors of the House and requested admission. The Sergeant at Arms of the House and the Sergeant at Arms of the Senate escorted President of the Senate Brad Owen, President Pro Tempore Rosa Franklin, Senate Majority Floor Leader Tracey Eide and Senate Republican Caucus Chair Linda Evans Parlette to seats on the Rostrum. The Senators were invited to sit within the Chamber.

The Speaker (Representative Morris presiding) called upon President Owen to preside.

JOINT SESSION

The President called the Joint Session to order. The Clerk called the roll of House members. The Clerk called the roll of Senate members. A quorum of the Legislature was present.

REMARKS BY THE PRESIDENT

President Owen: "This Joint Session has been convened to receive the state of the state message from Her Excellency, Governor Christine Gregoire."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee to escort the Supreme Court Justices to the House Chamber: Representatives

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Ahern, Hasegawa, Roberts and Rodne, and Senators Carrell, Kline, Rasmussen and Roach.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee to escort the State elected officials to the House Chamber: Representatives Liias, Loomis, Schmick and Smith, and Senators Fraser, Hatfield, Pflug and Stevens.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee to advise Her Excellency, Governor Christine Gregoire, that the joint session had assembled and to escort her to the House Chamber: Representatives Herrera and Sommers, and Senator King and Marr.

The Supreme Court Justices arrived, were escorted to the Floor of the House Chamber and were introduced: Chief Justice Gerry L. Alexander, and Justices Charles W. Johnson, Barbara A. Madsen, Richard B. Sanders, Tom Chambers, Susan J. Owens, Mary Fairhurst, James Johnson and Debra Stephens.

The State elected officials arrived, were escorted to the floor of the House and were introduced: Secretary of State Sam Reed, State Treasurer Mike Murphy, State Auditor Brian Sonntag, Attorney General Rob McKenna, Superintendent of Public Instruction Terry Bergeson, Commissioner of Public Lands Doug Sutherland and Insurance Commissioner Mike Kreidler.

INTRODUCTION OF SPECIAL GUESTS

The President introduced special guests present in the galleries: Former Governor Mike Lowry; Brian Cladoosby, chairman of the Swinomish Tribe; Mel Sheldon, chairman of the Tulalip Tribes; Gregory Abrahamson, vice chair of the Spokane Tribe; Pearl Capoeman-Baller, former President of the Quinault Indian National; John Landenburg, Pierce County Executive; and former Representative John Lovick, Snohomish County Sheriff.

INTRODUCTION OF SPECIAL GUESTS

The President introduced the members of the Consular Corps: Shauna MacNeil, Consul of Canada; Jorge Gilbert, Consul of Chile; Frank Brozovich, Consul of Croatia; Petra Walker, Consul of Germany; Helen Szablya, Consul of Hungary and Vice President of the Consular Association of Washington; Mitsunori Namba, Consul General of Japan; Chanh Kwon, Consul General of the Republic of Korea; Stephen Zirschky, Consul of Latvia; Victor Lapatinskas, Consul of Lithuania; Roberto Caldera, Acting Consul of Mexico; Kim Nesselquist, Consul of Norway; Miguel Angel Velasquez, Consul of Peru; Vladimir Volnov, Consul General of the Russian Federation; Philippe Goetschel, Consul of Switzerland; Robert Goff, Consul of Uganda; Gary Furlong, Consul General of Uzbekistan; Robert Chen, Director General, Taipei Economic and Cultural Office.

Governor Christine Gregoire and her husband Mike Gregoire arrived, were escorted to the Rostrum and were introduced.

The flags were escorted to the rostrum by the Washington State Patrol Color Guard commanded by Sergeant John Sager. The National Anthem was sung by Sarah Samuelson. The President led the Chamber in the Pledge of Allegiance. The prayer was given by Reverend Samuel B. McKinney.

Reverend McKinney: "Let us pray. On this special day, O God, when we gather to hear the state address by our governor, remembering that this is also the 79th birthday of Dr. Martin Luther King Jr., we ask you blessings upon all that shall be said and done here this day and that will take place within life of this body. We pray that we will be concerned not only about the

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haves but the have nots in society. May we show equal concern for the least and the last and the lost and the left out and the left behind and the led down and the locked in and the locked up and the locked out in society. May this be a productive session of our legislature. May the State of Washington signal to the rest of the nation and the world what deliberate bodies can do and be when they come together on one accord with the cause of humanity.

Now grant us wisdom, grant us courage that we fail not man nor Thee. For we pray this prayer in Your Name.
Amen."

The President introduced Governor Christine Gregoire.

STATE OF THE STATE

Governor Gregoire: "Mr. President, Mr. Speaker, Mr. Chief Justice, distinguished justices of the court, honored officials, members of the Washington State Legislature, Former Governors, Tribal leaders, Local Government officials, members of the Consular Association of Washington, my fellow citizens:

Good evening. It is an honor once again to stand before you and talk about the state of this great state. In the past three years, we have tackled tough problems and made great progress to improve the lives of Washingtonians, and we are not done.

I'm mindful tonight that our greatest civil rights leader -- Dr. Martin Luther King Jr. -- was born 79 years ago today. This is an especially auspicious day for me to share with you the hope and optimism I feel for Washington. A state where we know we are better because of diversity and where we value equality in the same spirit as Dr. King.

Thank you, Reverend McKinney, for starting us off this evening with the opening prayer. We are honored to have you here.

And thank you Sarah (Samuelson) for the outstanding national anthem. I've known Sarah since she was a little girl. I'm proud of you, Sarah.

My husband Mike is with me tonight. Mike's not only a great husband, my best friend, and a great dad, he's been a great partner in the progress we have made. I'd also like to introduce Mike's mother, Mary Gregoire, his brother Denny, Denny's wife, Barb, and their family.

Mike has promoted children's and family literacy by visiting each of our 39 counties to read to third graders in more than 60 schools. The kids enjoy the book Mike reads -- The True Story of the Three Little Pigs. In the book, the Big Bad Wolf puts such a spin on things to defend himself. He explains that all he was doing was trying to borrow a cup of sugar for his dear old Granny's birthday cake. But the media blew everything out of proportion with all that huff, and puff, and big bad wolf stuff. Next thing you know -- the wolf will be opposed to pork barrel politics.

Mike's other passion is helping veterans. His focus is contagious, and I believe we've passed more legislation to assist veterans than at any time in state history. Please give a hand to Mike and yourselves for all we've done to serve those who served us so bravely and so well. I've also been proud to hear Mike, a Vietnam combat veteran, remind people that it is very important to welcome home our troops, thank them, and show our respect for them. We all know the sacrifices they have made.

Thank you Mike. But most of all, thank you servicemen and women.

Right now, our other job is preparing for Courtney's August wedding. 'Preparing for' doesn't quite capture it. Did you know, for example, that if you go to a wedding store in Seattle, you will find 70 thick binders to leaf through just to choose the absolutely perfect wedding invitations? I looked at these binders and thought, 'couldn't we just have her text-message her friends instead?'

Being the mother of the bride is hard work, but don't get me wrong -- it's also fun.

And lest I forget, we don't have to worry about daughter Michelle during all this. She graduated last spring and is fulfilling every parent's dream. She has a job!

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In the last year, 50,000 Washington men and women served our nation in Afghanistan, Iraq, and other parts of the world. To those who returned home, we welcome you back and we thank you for your service. For those now serving, we pray for your safety and wish you God speed on your return home.

Sadly, 95 Washington men and women have died in combat in Afghanistan and Iraq. In the last year, Mike and I attended 16 funerals for our fallen heroes. We share the grief of their families. Please join me in a moment of silence for our servicemen and women who have died or were wounded, and for their families.

Now I would like to introduce you to some very special guests.

In the first dark days of December, the lives and livelihoods of thousands of our Southwest Washington friends and neighbors were literally washed or blown away by floods and hurricane force winds. Sadly, some lost their lives, despite the best efforts of the first responders, who were nothing short of heroic.

Amid all the pain and suffering, something remarkable happened – something that will forever touch me deeply.

In an outpouring of compassion that amazed even the most experienced emergency workers, people around Washington donated time, money, equipment, and labor to storm stricken families. To give you an idea of the kindness and generosity in our state, I invited 12 individuals tonight, who represent thousands of our friends and neighbors who responded so well in those dark and troubled times.

Elaine Lawler -- a tireless volunteer from Adna;

Lieutenant Scott Barton -- the United States Coast Guard from Port Angeles;

Debbie Campbell – executive director of the United Way of Lewis County;

Doug Jackson -- President of TransAlta in Centralia;

Specialist Erik Tollestrup -- Army National Guard from Bremerton;

Grays Harbor County Sheriff Mike Whelan;

Kim Michel – Washington Emergency Management;

Major Chris Panush -- Air National Guard from Boistfort;

Will Keepers -- Department of Transportation in Chehalis;

Sergeant Jeffery Speer -- Washington State Patrol in Chehalis;

Steve Sheary -- Line Foreman from Pacific PUD in Raymond;

Pastor Bob Rorabaugh -- Northshore Baptist Church in Bothell.

Let me also thank all the legislators in this chamber who worked so hard to help the people of their districts through this tragedy. Please join me in a heartfelt round of applause for all these Washingtonians, and the thousands just like them, who reached out to help storm victims begin to repair their shattered lives. These special people represent the compassion as well as the special spirit of Washingtonians.

Our communities in Southwest Washington have suffered a tragedy, so I'm asking this Legislature to reach out to them with some much needed help on their road to recovery. And I'm asking all Washingtonians to keep them in their thoughts and prayers, and keep up the help and support.

Of all the wonderful things I've learned as Governor, the most important is that you – the people of Washington – make our state what it is today. You have this spirit – this knack for problem solving and innovation. You don't just talk about problems; you get things done to build a better future for our families. I see it everywhere. I see it now in the rain and mud of Lewis County and the wind-ravaged landscapes of Grays Harbor.

You know, our work here in Olympia isn't nearly as hard as the work of our families at home. Raising a family. Running a business. Protecting the environment. Farming the land. Keeping loved ones safe. Getting a good job. Providing health care to the family and helping a neighbor. Those are the tough jobs. Our job here in Olympia is to offer help where needed to allow the spirit of our people to flourish.

And we are doing our job! We have rejected politics as usual, we have knocked down government barriers, and we have

provided real change to help people. As a result, the state of our state is strong. By unleashing the strength of our people and staying true to our values, we will make Washington even stronger in 2008. Tonight I want to share with you and the people of Washington the successes we've had, the doors we have opened, and the work still to be done.

Just three years ago, when I came to office, Washington was struggling with \$2.2 billion shortfall that threatened to halt any progress on needs from education to health care. Those were tough times, indeed. But we have met the challenges head on, made the tough decisions, and adopted fiscally prudent and economically sound policies for our families, our communities, and our future. Today, I am proud to stand before you and report that we have turned things around and made real progress.

In the past three years, we have spent wisely and carefully to give our kids a better education, make families healthier and safer, and helped bring family-wage jobs to this state. And we have done all that while turning a huge budget deficit into a huge surplus. Here in Washington, I'm proud to say our state has taken steps to equip our economy to face whatever the future holds.

The collapse of the housing market in other states is affecting the market here too. But I'd say to those folks wanting to buy a house -- our economy is strong. For those Washingtonians who are in fear of losing their homes, I'd say, let's do something about it now, and come up with ways to help keep you in your homes! And watch out for the flim-flam artists. I know of a Federal Way family who recently learned this the hard way. They were approached by a so-called "mortgage rescue" company, and wound up with even higher payments and eventually lost their home. The couple was suddenly homeless, living in their car, and they had to send their three kids to relatives in another state because they couldn't care for them. Let's not leave this session without helping them and others like them.

I'll say it again. Our families have a tough job, and I am proud of the fact that we have forced government to behave just as families must do to manage their households. We have recorded a very important first – the first constitutionally protected Rainy Day Fund in Washington history. And in 2006, we set aside one of the largest budget reserves in state history. Speaking of the Rainy Day Fund – partly because of it, our bond rating was just raised. Our higher rating can lower borrowing costs for such things as schools and prisons. National rating agencies are seeing what we already know. We are making progress by spending wisely and prudently.

Speaking of our hard working families, after the Supreme Court overturned the one percent cap on annual property tax increases, I asked you to come back in special session to reinstate the cap. Thank you for your prompt action. We helped preserve the American Dream of home ownership for families all across this state!

Washington's good business climate is one of the main reasons that Fortune magazine just recently declared Washington the fourth best state in the nation to start a small business. The fact is, we have made the changes needed to dramatically turn our state's economy around and make it one of the strongest in the nation. My supplemental budget takes care to maintain our solid financial condition. I propose to spend \$266 million to make people safer, protect our most vulnerable, help people pull their lives back together after the December storms, and preserve the dream of home ownership for more families. At the same time, I ask you to leave \$1.2 billion in savings. Media across the state have called my budget frugal. It is. Just like families, we are making wise investments for the future and saving for less prosperous times. For too long, state government spent in the good times, and then made painful cuts when the economy slowed. We are getting off that roller coaster, and we're making progress!

I know first hand what Washington families want. When I was growing up, the restaurant where my Mom worked was going through hard times. The owner said he couldn't pay Mom – but said if she would just keep working, things would turn around and he would pay her. After a few weeks, Mom showed

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up for work and found the front door padlocked. The restaurant was out of business and she was out two-weeks pay and unemployed. That was a hard time for us because we were living paycheck to paycheck.

So I understand! I know what a steady paycheck means for Washington's hardworking families. Here in Olympia, we have helped working families by making sure government is a partner, not a barrier, to creating more good jobs in this state. Forbes magazine, the flagship of American business media, recently highlighted how we are breaking down barriers by cutting red tape and paperwork, starting one-stop licensing, and providing small business help. That's just one of the reasons Forbes now ranks us among the five best states to do business in the country!

You know, sometimes that means something as simple as talking to people in Plain English. Let me give you an example. Imagine you're sitting at your kitchen table reading the following letter from the Department of Labor and Industries. "We have been notified that you did not receive the State of Washington warrant listed on the attached Affidavit of Lost or Destroyed Warrant Request for Replacement form F242." Does anyone know what that means? Today that letter has been rewritten, and here's what it says: 'Have you cashed your L&I check yet?' That's an example of our Plain Talk program where we are making government communicate in a way you and I can understand. What a concept!

Sometimes Washington businesses need a helping hand with foreign trade. I have traveled thousands of miles on trade missions to help open up markets for our products and recruit new businesses. I've put on aprons in stores from Mexico to South Korea to sell Washington cherries, French fries, and apples, and I've hoisted a glass of Washington wine to promote tourism in our wine country. Working together, we've increased exports from Washington by 50 percent. In the past 12 months, we have exported \$47 billion worth of great Washington products. Here at home, I not only see our creative spirit, but we are busy nurturing it, from green industries to global health. We have thrown out the old economic-development model and moved it into communities where the next big thing just might be born tomorrow. We are seeing exciting new growth in innovative businesses -- from solar energy components in Moses Lake to medical technology in Seattle and Spokane, to carbon dioxide-free motors made in Kennewick. In Grays Harbor, local people are writing a story of innovation and regeneration with the birth of new industries. Tell me this -- back in the 1980s when the timber industry faced multiple challenges -- who would have imagined Grays Harbor County would pick itself up and make itself a center for clean energy solutions that will transform our world?

Now that's the special spirit of Washington! Washington entrepreneurs also need skilled workers. We're providing those workers through greater training and education opportunities. The bottom line: we've created 218,000 new jobs in the last three years. That, my friends, is the population of Tacoma and Moses Lake combined. The unemployment rate this year was the lowest in Washington state history. That's right -- we've gone from one of the highest unemployment rates to the lowest in just three years.

How's that for progress? To continue our progress, we must never accept the status quo. That's why I appreciated your bipartisan support in breaking a 30-year stalemate to supply water to farms, fish and communities in Eastern Washington. Thank you, folks, on both sides of the aisle. A new solution to protect the Odessa aquifer is the first major result of our work. Water tables have been dropping seven feet a year -- putting at dire risk \$600 million a year in revenue and 7,500 jobs. A month ago, I reached an agreement that will provide the first significant delivery of new water in the Columbia Basin in 30 years. That's progress, and we did it together through bipartisan cooperation for the sake of Washingtonians!

I hear from working moms and dads all the time that without health care, they fear their families are just one serious injury or illness away from bankruptcy. And they're right! The wealthiest nation in the world must relieve some of this fear and suffering. But since we aren't getting the help we need from Washington,

D.C., we are doing what we can ourselves -- the Washington Way.

Like providing health insurance to kids. Three years ago we were cutting health insurance for kids. We now cover 84,000 more kids and are on our way to covering all children by 2010. Thank you for your continued support to provide health insurance to kids.

Why is this so important? Because as any mom or dad knows, healthy kids do better in school and in life. And health insurance helps keep kids out of emergency rooms where costs are much higher to taxpayers. Fundamentally, it's our moral obligation to provide health care to the children of our state when their families can't provide it! Last session you approved a package of health care bills I sent to you. I am pleased to say we are seeing real results. The state's new, free drug discount card has saved more than 70,000 people an average of \$33 per prescription, and an overall savings for them of more than \$2 million. I hear from people all around the state about what a difference this discount card makes. People like Valerie Questad of Wenatchee are benefiting. Here is what Valerie wrote:

"Thank you, Thank you, Thank you, I got the card quickly and had to use it for another round of antibiotics today. It would have cost me \$92.08 -- more than I had. But with the card I paid \$13.72! I feel better already!"

When our loved ones are sick and vulnerable, we need to know they are in good hands. I am asking you to provide funding and legislation to protect our loved ones and ensure competent, qualified health care professionals are serving them. We need national criminal background checks for all out-of-state applicants who want to be licensed health care providers in Washington. We need more timely investigations of complaints against health care providers to make sure our loved ones are in safe hands. Almost 30 percent of hospitalizations among senior citizens could be prevented if you approve a new, on-line data base so doctors and pharmacists know all prescription drugs the patient is receiving. And we can address the nursing shortage in our state this year by training more nurses in hospitals to help patients and create more good, skilled nursing jobs.

Indeed, one of our biggest jobs is to make our people safe, and we're making real progress.

All of us were deeply saddened by the murder of 12 year old Zena Linnik from Tacoma last summer. I promised her parents we would act to prevent future tragedies. And act I did, in several ways.

I launched Operation Crackdown. For the first time, the state provided funding so that local law enforcement can partner with the Department of Corrections and track down and arrest sex offenders in violation of their parole. In the first two weeks alone, we arrested 50 sex offenders. I used my emergency fund to implement electronic monitoring for Level 3 sex offenders because I believe strongly that law enforcement must know where high-risk offenders are at all times. And by next year, we will have built nearly 4,000 prison beds, which represent the biggest prison expansion in state history.

At the same time, we are working very hard to keep former inmates from returning to prison through our Offender Re-entry Initiative of last year. We need to better inform Washington families about where sex offenders are living, and automatically e-mail families if a sex offender moves into their neighborhood.

We also need to expand and continue Operation Crackdown and require DNA samples from every single sex offender in our state. As Kitsap County Prosecutor Russ Hauge said, we will never be entirely free from the scourge of sexual predators. But we must -- and we will -- do everything in our power to provide law enforcement and prosecutors the support they need to protect children like 12-year-old Zena Linnik and their families.

I'm counting on approval of my proposal to improve safety on our college campuses. If we need more convincing, it came with the severe beating of a young woman on the University of Washington's Greek Row last week.

I also urge you to approve my proposal authorizing law enforcement to set up court-approved checkpoints to prevent fatalities like the 251 lives lost in 2006 to drunk driving. That's 251 preventable deaths. We can protect privacy rights and

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prevent drunk driving. We can join 39 other states, some of which have seen as much as a 24 percent decline in drunken driving deaths with sobriety checkpoints.

Wouldn't it be great if we could build more schools, not prisons?

Every child in Washington should have a chance at a good, rewarding life. And that has to start with a good education. Talk about progress! We are creating a world-class, learner-focused, seamless education system that gives our kids a chance to get a good job. Three years ago, voter-approved initiatives to cut class sizes and increase teacher pay were shelved. But when I took office, we took them off the shelf, and we're investing in smaller classes, paying more to keep and attract our great teachers, and setting high standards for our schools. The chance of a better life shouldn't be limited to those lucky or rich enough to have early learning opportunities. We've helped thousands more children attend preschool and all-day kindergarten so they get the foundation needed to succeed in school, the job, their community, and life. As parents, we already know that the most important influence on student learning is the quality of the teacher. We've invested in teacher-excellence and it's working. More than 1,800 Washington teachers now have national certification, which is recognized as the best measure of teacher effectiveness. Only four other states had more new certified teachers than Washington last year. A record number will go through the certification process this year, and next year we expect a near doubling of national certified teachers. Speaking of excellence, did you know the 2007 National Teacher of the Year is Andrea Peterson, a music teacher at Monte Cristo Elementary in Granite Falls? Andrea's success isn't only about making great music. She uses music to help kids learn English, math and other skills. She uses rap music to help students learn about the Constitution. Now, there's a teacher! And there's a woman who has Washington's special spirit of innovation!

Not everyone wants to go to college, and we are providing the opportunity for these students to flourish. Our Running Start for the Trades Program is working. By connecting motivated high-school kids to the trades, we are increasing graduation rates, preparing kids for a good career, and meeting the need for these high-demand, good-paying jobs. Kids like Ricardo Rodriguez. During high school he started attending the New Market Skills Center in Tumwater with an eye toward an apprenticeship in the building trades. Ricardo says he hated high school, but all he knew how to do was flip burgers. Now he's learning to be a builder to earn a family wage! We are helping thousands more kids succeed and making our workforce strong. In the last three years we have nearly doubled the number of apprenticeships to 14,500.

Now, that's progress!

For college-bound kids, we're opening the doors wider. We're making room. And we are making college more affordable by increasing the number of scholarships, and offering financial aid to more students. Let's make sure every young person in Washington knows that if they work hard, they will have the chance to compete with anyone, anywhere in the world, for jobs in the new global economy found right here in Washington.

As we commute to those jobs, we know our highways have big challenges. But we are making progress. At the end of 2004, just 12 highway construction projects were completed. Three years later, we have completed 128 highway construction projects – from the Tacoma Narrows Bridge to the widening project on I-405, and from a new State Route 17 Interchange in Moses Lake to new lanes to speed up traffic on State Route 543 at the Canadian Border in Bellingham. Ninety one percent of them were on time and nearly as many on budget.

It might not get the ink, but that's real progress!

The tragic bridge collapse in Minneapolis was a wake-up call to this nation. Prime exhibits in Washington are the viaduct in Seattle and the 520 bridge. We need to take them down, not leave it to Mother Nature! We have begun construction on the most vulnerable portion of the viaduct and we expect removal of the south structure within three years. I announced our plan last week to build a new 520 Bridge. It's time. There is nothing to it but to do it. And do it we will. In Spokane, people have been

waiting for a new North-South Corridor. With the people of Spokane, I'm committed to finding a new way to fund that project and make it happen. And I'm working closely with Oregon Governor Ted Kulongoski to jointly build a new Columbia River Crossing between Vancouver and Portland. And we are on our way to building new ferries to ensure the safety of our ferry passengers. With our robust growth and employment, we won't solve our transportation problems overnight. Sometimes we forget that in the old days the federal government paid for 90 percent of our roads and bridges. Those days are gone.

But we're making progress to address congestion, to maintain the roads we have, and to do it all with safety utmost in mind. As we witnessed with the flooding and recent closure of I-5, we know about the dire threats posed by global warming. I believe we have a moral responsibility to protect our planet, and provide a cleaner, more sustainable world. The federal government continues to drag its feet, but we will lead. We're already driving private investment in renewable energy, energy efficiency, alternative fuels, and green buildings. We're among the fastest growing wind-power generators in the country, behind only California and Texas, and we have the largest biofuels plant in the country in Hoquiam. We are witnessing significant investments in solar manufacturing – particularly in our rural communities. Renewable Energy Corporation in Moses Lake makes a component of solar technology and employs 250 people! We're saving our planet and creating green-collar jobs. Now that's progress in a state and world that needs to reduce greenhouse gases and save our planet for our children and grandchildren.

Each of us can do our part. Small steps by a lot of people mean big change. To many of us, Puget Sound is quality of life. It's why we live here. It's also a \$20 billion economic engine for our state. But toxic hot spots, storm water, leaking septic tanks, and other pollution sources are threatening it. Today we have something we didn't have three years ago -- a results-driven effort already working on the ground, and now the federal government as a new partner to begin the clean up of Puget Sound. Thank you to our delegation, especially Congressman Norm Dicks for securing \$20 million in federal funding to help restore the Sound.

As I look back, and more importantly, as I look forward – I know we are making tremendous progress to keep Washington the place to thrive and raise a family. Jack Farris, President of the Washington Biomedical and Biotechnical Association, once said, "I'm working on the most exciting issues, in the most exciting place in the world, at the best time in history." I share Jack's optimism and enthusiasm, but I'd change his quote just a bit. Washington has the most remarkable people, ready for the most exciting opportunities, at any time in state history. We're come a long way, from tough times and dour prophecies, to put our state back on track toward a safe, prosperous, healthy future.

But believe me, we're not done yet! Claiming victory now would diminish the challenges ahead, and we are not going to turn back. Let's continue to work as partners with and for the great people of this state. Let's give a well-deserved rest to partisanship and politics and replace them with progress and prosperity. Let's build on the spirit of Washington's people.

God Bless you all, and God Bless the Great State of Washington."

The President asked the special committee to escort Governor Gregoire and her family from the House Chamber.

The President asked the special committee to escort the statewide elected officials from the House Chamber.

The President asked the special committee to escort the Supreme Court Justices from the House Chamber.

On motion of Representative Kessler, the Joint Session was dissolved. The Speaker (Representative Morris presiding) assumed the chair.

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The Sergeant at Arms of the House and the Sergeant at Arms of the Senate escorted President of the Senate Owen, President Pro Tempore Franklin, Senate Majority Floor Leader Tracey Eide and Senate Republican Caucus Chair Linda Evans Parlette, and members of the Washington State Senate from the House Chamber.

MOTION

At 6:02 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Wednesday, January 16, 2008.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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	Speaker Signed	1
4406	President Signed	1
	Speaker Signed	1
4407	President Signed	1
	Speaker Signed	1
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6304	Introduction & 1st Reading	1
6305	Introduction & 1st Reading	1
6306	Introduction & 1st Reading	1
6307	Introduction & 1st Reading	1
6308	Introduction & 1st Reading	1
6309	Introduction & 1st Reading	1
6310	Introduction & 1st Reading	1
6311	Introduction & 1st Reading	2
6312	Introduction & 1st Reading	2
6313	Introduction & 1st Reading	2
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