

THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, March 17, 2010

The Senate was called to order at 10:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Becker, Benton, Brandland, Brown, Fairley, Franklin, Fraser, Gordon, Honeyford, Kauffman, Kline, McCaslin, Morton, Parlette, Prentice, Pridemore, Roach, Sheldon, Swecker and Zarelli.

The Sergeant at Arms Color Guard consisting of the Lt. Governor's office, Juliette Schindler Kelly and K. D. Chapman-See, presented the Colors. Senator Hargrove offered the prayer.

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

March 16, 2010

SGA 9162 DEBORAH S LEE, reappointed on February 9, 2009, for the term ending June 17, 2013, as Member of the Human Rights Commission. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Regala, Vice Chair; Gordon; Hargrove and Kohl-Welles.

Passed to Committee on Rules for second reading.

March 16, 2010

SGA 9186 ELLEN FAIR, reappointed on October 21, 2009, for the term ending August 2, 2012, as Member of the Sentencing Guidelines Commission. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Regala, Vice Chair; Gordon; Hargrove and Kohl-Welles.

Passed to Committee on Rules for second reading.

March 16, 2010

SGA 9208 MICHAEL R KAWAMURA, reappointed on October 21, 2009, for the term ending August 3, 2012, as Member of the Sentencing Guidelines Commission. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Regala, Vice Chair; Gordon; Hargrove and Kohl-Welles.

Passed to Committee on Rules for second reading.

March 16, 2010

SGA 9225 PAUL A PASTOR, appointed on October 21, 2009, for the term ending August 2, 2012, as Member of the Sentencing Guidelines Commission. Reported by Committee on Judiciary

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kline, Chair; Regala, Vice Chair; Gordon; Hargrove and Kohl-Welles.

Passed to Committee on Rules for second reading.

March 16, 2010

SGA 9275 BILL GRINSTEIN, reappointed on February 15, 2010, for the term ending June 30, 2013, as Member of the Higher Education Coordinating Board. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kilmer, Chair; Kastama, Vice Chair; Hewitt; Jacobsen; McAuliffe; Shin and Tom.

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

March 16, 2010

MR. PRESIDENT:

The House has passed:

- ENGROSSED HOUSE BILL 2360,
 - ENGROSSED HOUSE BILL 2561,
 - ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2617,
 - ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2630,
 - HOUSE BILL 2694,
 - ENGROSSED SUBSTITUTE HOUSE BILL 2753,
 - SECOND SUBSTITUTE HOUSE BILL 2854,
 - ENGROSSED SUBSTITUTE HOUSE BILL 2875,
 - ENGROSSED SUBSTITUTE HOUSE BILL 2954,
 - ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2956,
 - ENGROSSED HOUSE BILL 2969,
 - ENGROSSED SUBSTITUTE HOUSE BILL 3048,
 - ENGROSSED SUBSTITUTE HOUSE BILL 3182,
 - ENGROSSED SUBSTITUTE HOUSE BILL 3186.
- and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6884 by Senators Hargrove and Shin

AN ACT Relating to the practice of counseling; and amending RCW 18.19.040.

Referred to Committee on Ways & Means.

SB 6885 by Senators Sheldon, Schoesler and Honeyford

AN ACT Relating to requiring the sale of certain state liquor control board warehouses; and amending RCW 66.08.160.

Referred to Committee on Ways & Means.

SB 6886 by Senator Sheldon

AN ACT Relating to privatizing the sale of liquor; amending RCW 66.08.030, 66.08.070, 66.08.130, 66.08.140, 66.08.150, 66.24.010, 66.24.012, 66.24.015, 66.24.025, 66.24.120, 66.44.200, 66.44.318, 66.44.340, 66.04.010, 66.08.020, 66.08.026, 66.08.030, 66.08.050, 66.08.060, 66.08.167, 66.16.110, 66.12.110, 66.12.120, 66.12.140, 66.20.010, 66.20.160, 66.20.170, 66.20.180, 66.20.190, 66.20.200, 66.20.210, 66.24.145, 66.24.360, 66.24.371, 66.24.380, 66.24.395, 66.24.395, 66.24.540, 66.24.590, 66.28.060, 66.32.010, 66.44.150, and 66.44.160; reenacting and amending RCW 66.04.010; adding new sections to chapter 66.08 RCW; creating a new section; recodifying RCW 66.16.110; repealing RCW 66.08.070, 66.08.160, 66.08.165, 66.08.166, 66.08.220, 66.08.235, 66.16.010, 66.16.040, 66.16.041, 66.16.050, 66.16.060, 66.16.070, 66.16.090, 66.16.100, 66.16.120, and 66.28.180; and providing effective dates.

Referred to Committee on Ways & Means.

SB 6887 by Senators McAuliffe and Regala

AN ACT Relating to delaying the implementation dates for long-term care worker training and certification; and amending RCW 74.39A.073, 74.39A.075, 74.39A.085, 74.39A.340, 18.88B.020, 18.88B.040, 18.88B.050, and 18.88A.115.

Referred to Committee on Ways & Means.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

EHB 2360 by Representative Darneille

AN ACT Relating to consolidation of administrative services for AIDS grants in the department of health; amending RCW 70.24.400; and providing an effective date.

Referred to Committee on Ways & Means.

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

AN ACT Relating to creating jobs by funding construction of energy cost saving improvements to public facilities and raising revenue therefor; amending RCW 82.08.0293, 82.12.0293, and 39.94.040; adding a new chapter to Title 43 RCW; creating new sections; making an appropriation; providing a contingent effective date; providing for submission of certain sections of this act to a vote of the people; and declaring an emergency.

Referred to Committee on Ways & Means.

E2SHB 2617 by House Committee on Ways & Means (originally sponsored by Representatives Driscoll, Chase, Hunt, Wallace, Williams, Maxwell, White, Kelley, Carlyle, Simpson, Seaquist and Moeller)

AN ACT Relating to eliminating boards and commissions; amending RCW 43.03.027, 43.03.028, 34.12.100, 42.17.370, 43.03.040, 43.63A.760, 70.47.040, 41.04.033, 41.04.0331, 41.04.0332, 72.78.030, 43.101.380, 43.105.052, 82.58.020, 46.20.100, 46.82.280, 46.82.330, 46.82.420, 18.73.030, 18.73.101, 41.50.088, 41.50.770, 41.50.780, 41.34.020, 41.34.040, 41.34.070, 41.34.130, 41.34.140, 43.33A.135, 36.70C.030, 70.112.010, 70.112.020, 43.43.930, 43.43.934, 43.43.938, 43.43.962, 43.43.963, 43.44.030, 43.44.060, 38.52.530, 49.26.120, 48.62.061, 48.62.161, 28B.76.280, 43.330.090, 2.56.031, 13.40.510, 43.105.041, 43.105.805, 43.105.820, 19.146.225, 90.56.005, 90.56.060, 43.30.820, 18.210.010, 18.210.050, 18.210.060, 70.118.110, 77.95.100, 77.95.180, 77.95.190, 70.95.030, 43.21A.520, 70.105.010, 70.105.160, 46.16.316, 46.16.715, 46.16.725, 46.16.745, 46.16.755, 46.16.775, 46.16.30901, 46.16.30903, 46.16.30905, 46.16.30907, 46.16.30909, 46.16.30911, 46.16.30913, 46.16.30914, 46.16.30916, 46.16.30918, 46.16.30920, 46.16.30922, 46.16.30924, 46.16.30926, 46.16.30928, 43.370.020, 43.370.030, 43.60A.170, 43.131.406, 43.60A.010, 70.119A.180, 90.86.030, 27.34.365, 70.94.6534, 76.04.630, 76.04.660, 15.92.070, 17.21.020, 43.15.020, 43.15.020, 46.01.325, 46.01.140, 43.03.050, 43.03.220, 43.03.230, 43.03.240, 43.03.250, and 43.03.265; reenacting and amending RCW 18.71.205, 43.21B.005, 43.105.020, and 46.16.233; adding new sections to chapter 43.215 RCW; creating new sections; recodifying RCW 43.121.170, 43.121.175, and 43.121.180; repealing RCW 70.96A.070, 43.101.310, 43.101.315, 43.101.320, 43.101.325, 43.101.330, 43.101.335, 43.101.340, 43.101.345, 43.105.055, 46.82.300, 18.73.040, 18.73.050, 41.50.086, 43.21L.005, 43.21L.010, 43.21L.020, 43.21L.030, 43.21L.040, 43.21L.050, 43.21L.060, 43.21L.070, 43.21L.080, 43.21L.090, 43.21L.100, 43.21L.110, 43.21L.120, 43.21L.130, 43.21L.140, 43.21L.900, 43.21L.901, 70.112.030, 70.112.040, 70.112.050, 43.43.932, 43.43.936, 70.105E.070, 70.105E.090, 48.62.051, 48.62.041, 28B.76.100, 10.98.200, 10.98.210, 10.98.220, 10.98.230, 10.98.240, 43.105.800, 43.105.810, 43.360.040, 19.146.280, 90.56.120, 90.56.130, 18.210.040, 18.210.070, 70.118.100, 77.95.110, 77.95.120, 70.95.040, 70.95.050, 70.95.070, 70.105.060, 46.16.705, 43.60A.180, 46.38.010, 46.38.020, 46.38.030, 46.38.040, 46.38.050, 46.38.060, 46.38.070, 46.38.080, 46.38.090, 70.119A.160, 46.39.010, 46.39.020, 17.15.040, 79.19.070,

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76.04.145, 43.126.015, 43.126.025, 43.126.035, 43.126.045, 43.126.055, 43.126.065, 43.126.075, 43.126.085, 17.21.230, 17.21.240, 17.21.250, 17.21.260, 17.21.270, 70.104.080, and 46.01.320; providing effective dates; and providing an expiration date.

Referred to Committee on Ways & Means.

E2SHB 2630 by House Committee on Education Appropriations (originally sponsored by Representatives Probst, Kenney, Conway, Maxwell, Jacks, White, Simpson, Seaquist, Sells, Goodman, Ormsby and Santos)

AN ACT Relating to creating the opportunity express program; amending RCW 28C.04.390 and 28C.18.164; adding new sections to chapter 28B.50 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 2694 by Representatives Sells, White, McCoy, Kenney, Ericks, O'Brien, Roberts and Chase

AN ACT Relating to a bachelor of science in nursing program at the University Center; adding a new section to chapter 28B.50 RCW; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Ways & Means.

ESHB 2753 by House Committee on Capital Budget (originally sponsored by Representatives Orwall, Springer, Maxwell, Jacks, Nelson, Simpson, Conway, Ormsby, Chase and Santos)

AN ACT Relating to the creation of a workforce housing program; amending RCW 43.180.160, 39.86.100, 39.86.120, 39.86.130, 39.86.140, 39.86.150, 39.86.170, and 39.86.190; reenacting and amending RCW 39.86.110; adding a new section to chapter 39.86 RCW; creating a new section; and repealing RCW 39.86.200.

Referred to Committee on Ways & Means.

2SHB 2854 by House Committee on Ways & Means (originally sponsored by Representatives Kenney, Maxwell, Sells, Probst, Hasegawa, Pettigrew, Conway, Ericks, Sullivan, Hunt, Nelson, Quall, Chase, Ormsby, Lijas, Upthegrove, Goodman, Pedersen, Santos, Morrell, Hudgins, Orwall, Cody, Eddy, Dickerson, Wallace, Kessler, Anderson and Simpson)

AN ACT Relating to making changes to the state higher education loan program; amending RCW 28B.97.010, 28B.97.020, and 43.79A.040; adding a new section to chapter 28B.97 RCW; creating a new section; and repealing RCW 28B.07.300, 28B.07.310, 28B.07.320, 28B.07.330, 28B.07.340, 28B.07.350, 28B.07.360, 28B.07.370, and 28B.07.380.

Referred to Committee on Ways & Means.

ESHB 2875 by House Committee on Health Care & Wellness (originally sponsored by Representatives Ericksen, Cody, Condotta, Hinkle, Herrera, Driscoll, Parker, Bailey, Green, Morrell, Kelley, Wallace, Kessler and Moeller)

AN ACT Relating to health savings accounts; amending RCW 41.05.065; and creating a new section.

Referred to Committee on Ways & Means.

ESHB 2954 by House Committee on Health & Human Services Appropriations (originally sponsored by Representative Cody)

AN ACT Relating to license fees for nursing homes, boarding homes, and adult family homes; amending RCW 18.51.050, 18.20.050, and 70.128.060; and adding a new section to chapter 43.20A RCW.

Referred to Committee on Ways & Means.

E2SHB 2956 by House Committee on Ways & Means (originally sponsored by Representatives Pettigrew, Williams and Maxwell)

AN ACT Relating to a hospital safety net assessment for increased hospital payments to improve health care access for the citizens of Washington; amending 2009 c 564 s 209 (uncodified); reenacting and amending RCW 43.84.092; adding a new section to chapter 70.47 RCW; adding a new chapter to Title 74 RCW; creating a new section; providing an expiration date; and declaring an emergency.

Referred to Committee on Ways & Means.

EHB 2969 by Representative Hudgins

AN ACT Relating to promoting efficiencies in the services provided by the office of the public printer; amending RCW 43.78.080, 43.78.030, 43.78.070, 43.78.090, 43.78.100, 43.78.105, 43.78.110, 43.78.170, 43.105.041, 1.08.039, 15.24.085, 15.62.190, 16.67.170, 28A.300.040, 28B.10.029, 40.04.030, 40.06.030, 40.07.050, and 43.08.061; reenacting and amending RCW 43.105.020 and 41.06.070; adding new sections to chapter 43.105 RCW; adding a new section to chapter 41.56 RCW; creating new sections; recodifying RCW 43.78.030, 43.78.070, 43.78.090, 43.78.100, 43.78.105, 43.78.110, 43.78.130, 43.78.140, 43.78.150, 43.78.160, and 43.78.170; repealing RCW 43.78.010, 43.78.020, 43.78.040, 43.78.050, and 43.78.080; and providing effective dates.

Referred to Committee on Ways & Means.

ESHB 3048 by House Committee on Ways & Means (originally sponsored by Representatives Cody, Armstrong and Pettigrew)

AN ACT Relating to administration of the medicaid program; and creating a new section.

Referred to Committee on Ways & Means.

ESHB 3182 by House Committee on Ways & Means (originally sponsored by Representatives Alexander, DeBolt, Armstrong, Kristiansen, Pearson, Bailey, Rodne, Johnson, Short, Dammeier, Taylor, Crouse, Nealey, Walsh, Roach, Warnick, Klippert, Parker, Ross, Haler, Fagan, Orcutt, Schmick, Angel, Smith, Shea, Ericksen and Kretz)

AN ACT Relating to state mandates on political subdivisions of the state; amending RCW 28A.225.015, 28A.225.020, 28A.225.025, 28A.225.030, 28A.225.151, 35.22.620, 36.27.020, 36.34.010, 39.44.210, 84.14.100, and 84.40.175; creating new sections; repealing RCW 43.19.691; and providing an effective date.

Referred to Committee on Ways & Means.

ESHB 3186 by House Committee on Finance (originally sponsored by Representatives Pettigrew, Walsh, Williams, Hunt, Green, Dickerson, Kagi, Goodman, Orwall, Liias, Seaquist, White and Appleton)

AN ACT Relating to imposing a tax on home and community based services to fund services for seniors and people with disabilities; amending RCW 82.16.020, 82.16.020, and 35.21.710; reenacting and amending RCW 82.16.010 and 82.16.010; adding a new section to chapter 82.16 RCW; creating a new section; providing effective dates; and providing an expiration date.

Referred to Committee on Ways & Means.

MOTION

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

MOTION

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

MOTION

Senator Jacobsen moved adoption of the following resolution:

SENATE RESOLUTION
8721

By Senators Jacobsen and Kohl-Welles

WHEREAS, The growth of information technology has been a substantial contributor to the strength of the economy of the State of Washington and its citizens; and

WHEREAS, The unusually rapid pace of development of computing technology threatens to obscure the history of this realm of human endeavor; and

WHEREAS, In 2005, the Living Computer Museum (originally PDP Planet) of Seattle, Washington, was created by Mr. Paul Allen with the intention of preserving historically significant interactive and timesharing computer systems that spawned and shaped the open and accessible information society of today; and

WHEREAS, The Living Computer Museum is chartered to preserve not only the physical artifacts of computing, but also the art and practice of information technology as it evolved over time; and

WHEREAS, The Living Computer Museum is committed to sharing this history proactively through engagement with other museums, academic institutions, and the general public;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate recognize the Living Computer Museum for its role in the preservation of the history of information technology, as that technology has transformed our state and our world; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Living Computer Museum, Mr. Paul Allen, Vulcan Incorporated, The Computer History Museum, Mountain View, California, and the Smithsonian Institution.

Senator Jacobsen spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8721.

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

INTRODUCTION OF SPECIAL GUEST

The President introduced Mr. Ian S. King, Senior Assistant Engineer of the Living Computer Museum who was seated in the gallery.

REMARKS BY SENATOR MURRAY

Senator Murray: "Happy St. Patrick's Day Mr. President. There are two types of people in this world, Irish and those that want to be Irish. There will a Democratic Caucus immediately."

PERSONAL PRIVILEGE

Senator Jacobsen: "I'd like to point out to the good senator that the Irish are nothing but ship wrecked Norwegians."

MOTION

At 10:16 a.m., on motion of Senator Eide, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 11:37 a.m. by President Owen.

MOTION

At 11:37 a.m., on motion of Senator Eide, the Senate adjourned until 12:00 p. m., Thursday, March 18, 2010.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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