

SIXTEENTH DAY

NOON SESSION

Senate Chamber, Olympia, Tuesday, January 26, 2010

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

MOTION

On motion of Senator McDermott, 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.

January 25, 2010

SB 6325 Prime Sponsor, Senator Jacobsen: Regarding the institute of forest resources. Reported by Committee on Natural Resources, Ocean & Recreation

MAJORITY recommendation: That Substitute Senate Bill No. 6325 be substituted therefor, and the substitute bill do pass. Signed by Senators Jacobsen, Chair; Ranker, Vice Chair; Morton; Fraser; Hatfield; Stevens and Swecker.

Passed to Committee on Ways & Means.

January 25, 2010

SB 6403 Prime Sponsor, Senator Kauffman: Regarding accountability and support for vulnerable students and dropouts. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6403 be substituted therefor, and the substitute bill do pass. Signed by Senators McAuliffe, Chair; Oemig, Vice Chair, K-12; King; Brandland; Gordon and Hobbs.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Holmquist and Roach.

Passed to Committee on Rules for second reading.

January 25, 2010

SB 6488 Prime Sponsor, Senator Oemig: Regarding school levies. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6488 be substituted therefor, and the substitute bill do pass. Signed by Senators McAuliffe, Chair; Oemig, Vice Chair, K-12; Gordon; Hobbs; McDermott and Tom.

MINORITY recommendation: Do not pass. Signed by Senators King; Brandland; Holmquist and Roach.

Passed to Committee on Ways & Means.

January 25, 2010

SB 6502 Prime Sponsor, Senator Tom: Restoring the school district levy base. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators McAuliffe, Chair; Oemig, Vice Chair, K-12; King; Brandland; Gordon; Hobbs; Holmquist; McDermott; Roach and Tom.

Passed to Committee on Ways & Means.

January 25, 2010

SB 6518 Prime Sponsor, Senator Oemig: Changing school levy provisions. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6518 be substituted therefor, and the substitute bill do pass. Signed by Senators McAuliffe, Chair; Oemig, Vice Chair, K-12; King; Brandland; Gordon; Hobbs; McDermott and Tom.

MINORITY recommendation: Do not pass. Signed by Senator Holmquist.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Roach.

Passed to Committee on Ways & Means.

January 25, 2010

SB 6601 Prime Sponsor, Senator Oemig: Adjusting local school finance related to nonresident students enrolled in online learning. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators McAuliffe, Chair; Oemig, Vice Chair, K-12; King; Brandland; Gordon; Hobbs; Holmquist and Tom.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Roach.

Passed to Committee on Rules for second reading.

January 25, 2010

SJM 8017 Prime Sponsor, Senator Jacobsen: Requesting that the restoration of sustainable, healthy forests be a national priority. Reported by Committee on Natural Resources, Ocean & Recreation

MAJORITY recommendation: Do pass. Signed by Senators Jacobsen, Chair; Ranker, Vice Chair; Morton; Fraser; Hatfield; Stevens and Swecker.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS

January 25, 2010

SGA 9207 STEPHEN L JOHNSON, appointed on May 1, 2009, for the term ending February 28, 2015, as Member of the Board of Tax Appeals. Reported by Committee on Ways & Means

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Tom, Vice Chair, Operating Budget; Zarelli; Brandland; Hewitt; Hobbs; Keiser; Kohl-Welles; McDermott; Parlette; Pflug; Regala; Rockefeller and Schoesler.

Passed to Committee on Rules for second reading.

MOTION

On motion of McDermott, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Senate Bill No. 6601 which was referred to the Committee on Rules.

MOTION

On motion of Senator McDermott, the Senate advanced to the third order of business.

MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENTS

January 19, 2010

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

LYNNE DELANO, appointed January 1, 2009, for the term ending April 15, 2014, as a Chair of the Indeterminate Sentence Review Board.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Human Services & Corrections.

January 25, 2010

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

GAYATRI J. EASSEY, appointed October 12, 2009, for the term ending September 30, 2014, as Member, Board of Trustees, Seattle, So. Seattle and No. Seattle Community Colleges District No. 6.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Higher Education & Workforce Development.

MOTION

On motion of Senator McDermott, all appointees listed on the Gubernatorial Appointments report were referred to the committees as designated.

MOTION

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

INTRODUCTION AND FIRST READING

SB 6766 by Senators Hargrove, Swecker, Hatfield, Prentice and Brown

AN ACT Relating to forest fire prevention and suppression; amending RCW 76.04.005, 76.04.165, 76.04.167, 76.04.016, and 76.04.610; and providing an effective date.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6767 by Senators Berkey, Parlette, Shin and Tom

AN ACT Relating to residential mortgage loan modification disclosure; amending RCW 19.144.010; and adding a new section to chapter 19.144 RCW.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6768 by Senators Pridmore, Delvin, Fairley and Hewitt

AN ACT Relating to allowing county treasurers to use electronic bill presentment and payment that includes an automatic electronic payment option for property taxes; amending RCW 84.56.020; reenacting and amending RCW 43.84.092; and adding a new section to chapter 84.56 RCW.

Referred to Committee on Government Operations & Elections.

SB 6769 by Senator Stevens

AN ACT Relating to highway emergency projects; and adding a new section to chapter 47.20 RCW.

Referred to Committee on Transportation.

SB 6770 by Senator Stevens

AN ACT Relating to prioritizing existing funding for special safety corridor projects; amending RCW 46.68.041; adding a new section to chapter 46.68 RCW; and declaring an emergency.

Referred to Committee on Transportation.

SB 6771 by Senator Stevens

AN ACT Relating to prioritizing existing funding for special safety corridor projects; amending RCW 46.16.270; adding a new section to chapter 46.68 RCW; and declaring an emergency.

Referred to Committee on Transportation.

SB 6772 by Senator Benton

AN ACT Relating to service of notice requirements under the residential landlord-tenant act; and amending RCW 59.12.040.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6773 by Senator Keiser

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AN ACT Relating to wound care management in occupational therapy; amending RCW 18.59.020 and 18.59.160; and adding a new section to chapter 18.59 RCW.

Referred to Committee on Health & Long-Term Care.

SB 6774 by Senator Marr

AN ACT Relating to transportation benefit district governance; and amending RCW 36.73.020.

Referred to Committee on Transportation.

SB 6775 by Senators Kohl-Welles and Keiser

AN ACT Relating to creating a task force to study and report on the state's workers' compensation system; adding a new section to chapter 51.04 RCW; and providing an expiration date.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6776 by Senators Jacobsen, Swecker, Fraser, Morton, Zarelli, Schoesler, Hargrove, Ranker, Hatfield and McCaslin

AN ACT Relating to creating the joint work group on small forest landowner sustainability; and creating new sections.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6777 by Senators Fairley and Parlette

AN ACT Relating to modifying state payments for in-home care; amending RCW 74.39A.326; creating new sections; and declaring an emergency.

Referred to Committee on Health & Long-Term Care.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

2SHB 1180 by House Committee on General Government Appropriations (originally sponsored by Representatives Dickerson, Hudgins, Campbell, Dunshee, Pedersen, Hunt, Rolfes, Appleton, Moeller, Kagi, Van De Wege, Hunter, Cody, Chase, Green, Morrell, Pettigrew, White, Williams, Simpson and Kenney)

AN ACT Relating to the use of bisphenol A; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Health & Long-Term Care.

MOTION

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

MOTION

On motion of Senator McDermott, the rules were suspended and the following measures under consideration by the Committee on Rules: Senate Bill No. 5002, Substitute Senate Bill No. 5005,

Engrossed Senate Bill No. 5014, Senate Bill No. 5018, Senate Bill No. 5027, Substitute Senate Bill No. 5048, Senate Bill No. 5058, Substitute Senate Bill No. 5115, Engrossed Second Substitute Senate Bill No. 5138, Senate Bill No. 5178, Substitute Senate Bill No. 5179, Senate Bill No. 5205, Senate Bill No. 5211, Senate Bill No. 5223, Engrossed Substitute Senate Bill No. 5225, Senate Bill No. 5282, Senate Bill No. 5323, Substitute Senate Bill No. 5332, Engrossed Substitute Senate Bill No. 5400, Engrossed Substitute Senate Bill No. 5403, Senate Bill No. 5407, Senate Bill No. 5412, Senate Bill No. 5419, Substitute Senate Bill No. 5440, Engrossed Substitute Senate Bill No. 5449, Substitute Senate Bill No. 5451, Engrossed Substitute Senate Bill No. 5485, Engrossed Substitute Senate Bill No. 5502, Senate Bill No. 5533, Substitute Senate Bill No. 5553, Substitute Senate Bill No. 5555, Engrossed Substitute Senate Bill No. 5557, Senate Bill No. 5589, Senate Bill No. 5630, Substitute Senate Bill No. 5638, Substitute Senate Bill No. 5659, Engrossed Substitute Senate Bill No. 5682, Substitute Senate Bill No. 5698, Substitute Senate Bill No. 5708, Engrossed Substitute Senate Bill No. 5714, Engrossed Substitute Senate Bill No. 5716, Senate Bill No. 5717, Senate Bill No. 5721, Engrossed Second Substitute Senate Bill No. 5735, Substitute Senate Bill No. 5779, Engrossed Substitute Senate Bill No. 5807, Engrossed Substitute Senate Bill No. 5828, Senate Bill No. 5869, Substitute Senate Bill No. 5879, Engrossed Substitute Senate Bill No. 5880, Engrossed Substitute Senate Bill No. 5890, Substitute Senate Bill No. 5893, Engrossed Second Substitute Senate Bill No. 5895, Senate Bill No. 5907, Senate Bill No. 5933, Senate Bill No. 5940, Engrossed Second Substitute Senate Bill No. 5941, Substitute Senate Bill No. 5957, Senate Bill No. 5986, Senate Bill No. 5994, Engrossed Substitute Senate Bill No. 6032, Engrossed Substitute Senate Bill No. 6035, Senate Bill No. 6038, Engrossed Senate Bill No. 6048, Substitute Senate Bill No. 6052, Senate Bill No. 6053, Senate Bill No. 6082, Senate Bill No. 6083, Substitute Senate Bill No. 6160, Senate Bill No. 6163, and Engrossed Senate Bill No. 6183 were placed in the Committee's "X file"; Senate Bill No. 5668 was removed from the Committee's "X file" and placed on the Committee's White Sheet and Senate Bill No. 5798 was removed from the Committee's "X file" and placed on the Committee's Green Sheet.

MOTION

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

MOTION

Senator McDermott moved adoption of the following resolution:

SENATE RESOLUTION
8682

By Senators McAuliffe, Delvin, King, Morton, McCaslin, Pflug, Shin, Tom, Fraser, Parlette, Kilmer, Zarelli, and Prentice

WHEREAS, A quality education is the foundation of a child's future and Catholic schools are one of the many types of education choices available to our children; and

WHEREAS, Catholic schools provide a quality education with emphasis on moral values, academic excellence, leadership, and community service resulting in high school graduation rates of 99 percent; and

WHEREAS, Catholic schools are committed to educating students of diverse religious, national, and ethnic backgrounds; and

WHEREAS, Catholic schools provide an excellent alternative for 30,000 students in over 90 Catholic schools throughout Washington State; and

WHEREAS, Providing a Catholic education is an integral part of the mission of the Catholic Church which saves Washington State citizens the cost of educating these students in public schools; and

WHEREAS, The Catholic schools' emphasis on religious, academic, and cocurricular programs has produced many of our nation's and state's finest leaders including members of this legislature; and

WHEREAS, The nationwide celebration of Catholic Schools Week for 2010 emphasizes "Dividends for Life--Morals, Discipline, Knowledge, and Faith";

NOW, THEREFORE, BE IT RESOLVED, That the Senate recognize the Catholic schools of Washington State and honor their academic excellence and faith-based instruction during this celebration of Catholic Schools Week, January 31, 2010, through February 6, 2010; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the school departments at the Archdiocese of Seattle, the Diocese of

Spokane, the Diocese of Yakima, and the Washington State Catholic Conference.

Senator McDermott spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8682.

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

MOTION

At 12:09 p.m., on motion of Senator McDermott, the Senate adjourned until 10:00 a.m. Wednesday, January 27, 2010.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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1180-S2	Other Action	3
Introduction & 1 st Reading		3
5002	Other Action	3
5005-S	Other Action	3
5014	Other Action	3
5018	Other Action	3
5027	Other Action	3
5048-S	Other Action	3
5058	Other Action	3
5115-S	Other Action	3
5138-S2	Other Action	3
5178	Other Action	3
5179-S	Other Action	3
5205	Other Action	3
5211	Other Action	3
5223	Other Action	3
5225-S	Other Action	3
5282	Other Action	3
5323	Other Action	3
5332-S	Other Action	3
5400-S	Other Action	3
5403-S	Other Action	3
5407	Other Action	3
5412	Other Action	3
5419	Other Action	3
5440-S	Other Action	3
5449-S	Other Action	3
5451-S	Other Action	3
5485-S	Other Action	3
5502-S	Other Action	3
5533	Other Action	3
5553-S	Other Action	3
5555-S	Other Action	3
5557-S		
	Other Action	3
5589	Other Action	3
5630	Other Action	3
5638-S	Other Action	3
5659-S	Other Action	3
5668	Other Action	4
5682-S	Other Action	3
5698-S	Other Action	3
5708-S	Other Action	3
5714	Other Action	3
5716-S	Other Action	3
5717	Other Action	3
5721	Other Action	3
5735-S2	Other Action	3
5779-S	Other Action	3
5798	Other Action	4
5807-S	Other Action	3
5828-S	Other Action	3
5869	Other Action	3
5879-S	Other Action	3
5880-S	Other Action	3
5890-S	Other Action	3
5893-S	Other Action	3
5895-S2	Other Action	3
5907	Other Action	3
5933	Other Action	3
5940	Other Action	3
5941-S2	Other Action	3
5957-S	Other Action	3
5986	Other Action	3
5994	Other Action	4
6032-S	Other Action	4
6035-S	Other Action	4

6038	Introduction & 1 st Reading.....	2
Other Action.....		4
6048	Introduction & 1 st Reading.....	2
Other Action.....		4
6052-S	Introduction & 1 st Reading.....	2
Other Action.....		4
6053	Introduction & 1 st Reading.....	2
Other Action.....		4
6082	Introduction & 1 st Reading.....	2
Other Action.....		4
6083	Introduction & 1 st Reading.....	2
Other Action.....		4
6160-S	Introduction & 1 st Reading.....	3
Other Action.....		4
6163	Introduction & 1 st Reading.....	3
Other Action.....		4
6183	Introduction & 1 st Reading.....	3
Other Action.....		4
6325	Introduction & 1 st Reading.....	3
Committee Report		1
6403	Introduction & 1 st Reading.....	3
Committee Report		1
6488	Introduction & 1 st Reading.....	3
Committee Report		1
6502	Introduction & 1 st Reading.....	3
Committee Report		1
6518	Introduction & 1 st Reading.....	3
Committee Report		1
6601	Introduction & 1 st Reading.....	3
Committee Report		1
Other Action.....		2
6766	Introduction & 1 st Reading.....	2
6767	Introduction & 1 st Reading.....	2
6768	Introduction & 1 st Reading.....	2
6769	Introduction & 1 st Reading.....	2
6770	Introduction & 1 st Reading.....	2
6771	Introduction & 1 st Reading.....	2
6772	Introduction & 1 st Reading.....	2
6773	Introduction & 1 st Reading.....	3
6774	Introduction & 1 st Reading.....	3
6775	Introduction & 1 st Reading.....	3
6776	Introduction & 1 st Reading.....	3
6777	Introduction & 1 st Reading.....	3
8017	Introduction & 1 st Reading.....	3
Committee Report.....		1
8682	Adopted.....	4
Introduced.....		4
9207	Adopted.....	4
Introduced.....		4
Committee Report.....		1
Gayatri J. Eassey	Introduced.....	2
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