

SEVENTY THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, March 23, 2011

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 Sheldon and Stevens.

The Sergeant at Arms Color Guard consisting of Pages Chad Anderson and Conner Anderson, presented the Colors.

REMARKS BY THE PRESIDENT

President Owen: "Ladies and Gentlemen in the past, and on occasion, the President has allowed for alternatives to the opening prayer to provide for other methods of contemplation and inspiration. This morning, in lieu of prayer, we are honored to have with us the Ugandan Orphans Choir, a ministry of Childcare Worldwide, under the leadership of Tino Quiroga."

The Ugandan Orphans Choir performed a song.

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Pastor Tim Heffer, Hidden Creek Community Church and wife Meg; Hidden Creek Community Church Administrative Assistant Joan Benson and Brad Pouts Ministry Intern; the choir host family Dan and Andrea Padden and daughter Mattie and Danny McQueen Choir Coordinator, Hidden Creek Community Church who accompanied the choir and were seated in the gallery.

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

March 22, 2011

E2SHB 1267 Prime Sponsor, Committee on General Government Appropriations & Oversight: Clarifying and expanding the rights and obligations of state registered domestic partners and other couples related to parentage. Reported by Committee on Government Operations, Tribal Relations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Pridemore, Chair; Prentice, Vice Chair; Chase and Nelson.

MINORITY recommendation: Do not pass. Signed by Senators Swecker and Benton.

Passed to Committee on Rules for second reading.

March 22, 2011

ESHB 1309 Prime Sponsor, Committee on Judiciary: Concerning reserve accounts and studies for condominium and homeowners' associations. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass as amended. Signed by Senators Hobbs, Chair; Prentice, Vice Chair; Benton; Fain; Haugen; Keiser and Litzow.

Passed to Committee on Rules for second reading.

March 22, 2011

EHB 1398 Prime Sponsor, Representative Fitzgibbon: Creating an exemption from impact fees for low-income housing. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass as amended. Signed by Senators Hobbs, Chair; Prentice, Vice Chair; Fain; Haugen; Keiser and Litzow.

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

Passed to Committee on Rules for second reading.

March 22, 2011

SHB 1570 Prime Sponsor, Committee on Technology, Energy & Communications: Providing notice to the department of defense before siting energy facility projects. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass as amended. Signed by Senators Rockefeller, Chair; Nelson, Vice Chair; Honeyford; Chase; Delvin; Fraser; Holmquist Newbry and Morton.

Passed to Committee on Rules for second reading.

March 22, 2011

HB 1649 Prime Sponsor, Representative Jinkins: Concerning reciprocity and statutory construction with regard to domestic partnerships. Reported by Committee on Government Operations, Tribal Relations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Pridemore, Chair; Prentice, Vice Chair; Swecker; Chase and Nelson.

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

Passed to Committee on Rules for second reading.

March 22, 2011

EHB 1702 Prime Sponsor, Representative Lias: Establishing a process for the payment of impact fees through provisions stipulated in recorded covenants. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass as amended. Signed by Senators Hobbs, Chair; Fain; Haugen; Keiser and Litzow.

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

Passed to Committee on Rules for second reading.

March 22, 2011

SHB 1712 Prime Sponsor, Committee on Environment: Regarding null power. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass as amended. Signed by Senators Rockefeller, Chair; Nelson, Vice Chair; Honeyford; Chase; Fraser and Morton.

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

Passed to Committee on Rules for second reading.

March 21, 2011

ESHCR 4404 Prime Sponsor, Committee on Health Care & Wellness: Continuing the work of the joint select committee on health reform implementation. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass as amended. Signed by Senators Keiser, Chair; Conway, Vice Chair; Becker; Kline; Murray; Parlette; Pflug and Pridemore.

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

Passed to Committee on Rules for second reading.

#### MOTION

On motion of Senator Eide, all measures listed on the Standing Committee report were referred to the committees as designated.

#### MOTION

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

#### INTRODUCTION AND FIRST READING

SB 5880 by Senators Stevens, Regala and Harper

AN ACT Relating to collections on legal financial obligations; and amending RCW 9.94A.010 and 9.94A.760.

Referred to Committee on Human Services & Corrections.

SB 5881 by Senators Kilmer and Parlette

AN ACT Relating to the deposit of the additional cigarette tax; amending RCW 82.24.026; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5882 by Senators Schoesler, Fraser and Conway

AN ACT Relating to determining average salary for the pension purposes of local government employees as certified by their employer; amending RCW 41.26.030; reenacting and amending RCW 41.37.010 and 41.40.010; providing an effective date; and declaring an emergency.

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 Kastama moved adoption of the following resolution:

#### SENATE RESOLUTION

8643

By Senators Kastama, Becker, Regala, Carrell, Conway, Kilmer, Honeyford, Nelson, Shin, Fraser, White, Hobbs, Murray, Harper, Hargrove, Hatfield, Brown, Rockefeller, Kline, Chase, Prentice, McAuliffe, Tom, Pridemore, Keiser, Sheldon, Kohl-Welles, and Haugen

WHEREAS, The annual Daffodil Festival is a cherished tradition for the people of Pierce County and the Northwest; and

WHEREAS, 2011 marks the seventy-eighth annual Daffodil Festival; and

WHEREAS, The mission of the Daffodil Festival is to focus national and regional attention on our local area as a place to live and visit, to give citizens of Pierce County a civic endeavor where the "Spirit of Adventure" comes alive, fostering civic pride, to give young people and organizations of the local area an opportunity to display their talents and abilities, to give vent to citizens' enthusiasm in parades, pageantry, and events, and to stimulate the business economy through expenditures by and for the Festival and by visitors attracted during Festival Week; and

WHEREAS, The Festival began in 1926 as a modest garden party in Sumner and grew steadily each year until 1934, when flowers, which previously had been largely discarded in favor of daffodil bulbs, were used to decorate cars and bicycles for a short parade through Tacoma; and

WHEREAS, The Festival's 2011 events are ongoing with the 50th Annual Junior Parade on April 2, 2011, the 78th Annual Grand Floral Street Parade on April 9, 2011--winding its way from downtown Tacoma through the communities of Puyallup, Sumner, and Orting and consisting of approximately 40 float entries and over 80 other entries, including bands, marching and mounted units, and floats that are decorated with fresh-cut Daffodils, numbering in the thousands--and will culminate with the 59th Annual Marine parade on April 17, 2011; and

WHEREAS, This year's Festival royalty includes Queen Claire Flemming, Curtis High School, and Princesses Marissa Jay, Bethel High School; Payton Jensen, Bonney Lake High School; Kelsey Carder, Cascade Christian High School; Wynonna Swift, Chief Leschi High School; Shawnice Davis, Clover Park High School; Jordan Davis, Eatonville High School; Alexandra Schuster, Emerald Ridge High School; Whitney Franks, Fife High School;

SEVENTY THIRD DAY, MARCH 23, 2011

2011 REGULAR SESSION

Erin Mathews, Franklin Pierce High School; Kori Hinkle, Graham-Kapowsin High School; Bianca Gonzaga, Henry Foss High School; Rio Marquez-Hammitt, Lakes High School; Katie Smith, Lincoln High School; Charly Williams, Mt. Tahoma High School; Krista Nunnally, Orting High School; Monica Gallucci, Puyallup High School; Sarah Piek, Rogers High School; Sarah Brauneis, Spanaway Lake High School; Sophia Williams, Stadium High School; Makel Ortiz, Sumner High School; Nichele Bunch, Washington High School; and Chelsea Kem, Wilson High School;

NOW, THEREFORE, BE IT RESOLVED, That the Senate recognize and honor the many contributions made to our state by the Daffodil Festival and its organizers for the past seventy-eight years; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the 2011 Daffodil Festival Officers and to the members of the Festival Royalty.

Senators Kastama, Becker, Regala and Conway spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8643.

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

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Miss. Claire Flemming, 2011 Daffodil Queen, who was seated at the rostrum.

With permission of the Senate, business was suspended to allow Queen Claire Flemming to address the Senate.

REMARKS BY QUEEN FLEMMING

Claire Flemming: “Good morning, on behalf of all the Princesses and the Daffodil Festival I would like to thank you so much for allowing us to be here today. The Princesses travel to the Capitol every year for the last eleven years, we’ve had the opportunity to come and it’s something that we all truly look forward to and we are really excited for the rest of the day today. So, again thank you for this opportunity. It’s wonderful. The Princesses this year have been very busy doing many community service projects throughout Pierce County. We’ve not only worked in our regular programs such as the Tacoma Kiwanis Clubs, Puyallup, Orting as well as Rotary Clubs but this year we’ve also taking a special interest in children working not only with the Boys and Girls Clubs of Pierce County but also doing Pierce County Library readings twice a month every Saturday. It’s been absolutely wonderful. We have a lot of things as well to look forward to this year for Daffodil, the Parade, the Grand Floral, is coming up on April 9. It will be in Tacoma, Puyallup, Sumner and Orting and I hope you guys have the opportunity to come. It’s a wonderful tradition and it’s something that we are all looking forward to so thank you again very much for this opportunity to be here today. It’s very wonderful and we’re looking forward to it. Thank you.”

INTRODUCTION OF SPECIAL GUESTS

The President introduced and welcomed representatives of the 2011 Daffodil Festival: President Karen Baskett; Vice-President of Royalty Kathi Baldwin; Queen Mother Kimberly James; and the other Festival and Royalty officer and chaperones who were seated in the gallery.

INTRODUCTION OF SPECIAL GUESTS

The President introduced and welcomed former Senator Bill Finkbeiner chaperoning his daughter Anna’s Fifth-grade class from St. Thomas School in Medina who were seated in the gallery and guests of Senator Andy Hill.

MOTION

At 10:26 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 11:28 a.m. by President Owen.

MOTION

On motion of Senator Eide, the Senate reverted to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1846, by House Committee on Labor & Workforce Development (originally sponsored by Representatives Eddy, Smith, Morris, Probst, Sells, Springer, Warnick, Liias, Stanford and Maxwell)

Creating the aerospace training student loan program.

The measure was read the second time.

MOTION

On motion of Senator Eide, the rules were suspended, Engrossed Substitute House Bill No. 1846 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Eide spoke in favor of passage of the bill.

MOTION

On motion of Senator White, Senator Sheldon was excused.

The President declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 1846.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1846 and the bill passed the Senate by the following vote: Yeas, 47; Nays, 0; Absent, 1; Excused, 1.

Voting yea: Senators Baumgartner, Baxter, Becker, Benton, Brown, Carrell, Chase, Conway, Delvin, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, Litzow, McAuliffe, Morton, Murray, Nelson, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Absent: Senator Stevens

Excused: Senator Sheldon

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1846, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

I anticipated being excused from all Senate floor and committee activity from March 21 through March 25, 2011 because my father recently passed away and I have been making arrangements for his memorial service and related matters.

I expect to be formally excused during this time period, and this statement should further serve to explain my absence and reason for missing any votes during this time period.

Because of a delay in being excused on March 23, I was marked as being "absent" instead of "excused" for the vote on House Bill No. 1846. Had I been present, I would have voted on this bill, and should have been listed as "excused" for this particular vote as I am for the remainder of business for this week.

SENATOR STEVENS, 39<sup>th</sup> LEGISLATIVE DISTRICT

MOTION

On motion of Senator Ericksen, Senator Stevens was excused.

SECOND READING

HOUSE BILL NO. 1347, by Representatives Hunter and Orcutt

Concerning sales and use tax exemptions for certain property and services used in manufacturing, research and development, or testing operations, not including changes to RCW 82.08.02565 and 82.12.02565 that reduce state revenue.

The measure was read the second time.

MOTION

On motion of Senator Murray, the rules were suspended, House Bill No. 1347 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Murray spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1347.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1347 and the bill passed the Senate by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Baumgartner, Baxter, Becker, Benton, Brown, Carrell, Chase, Conway, Delvin, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, Litzow, McAuliffe, Morton, Murray, Nelson, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Excused: Senators Sheldon and Stevens

HOUSE BILL NO. 1347, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

ENGROSSED HOUSE BILL NO. 1357, by Representatives Carlyle, Parker, Hunter, Dickerson, Roberts and Kenney

Providing the department of revenue with additional flexibility to achieve operational efficiencies through the expanded use of electronic means to remit and report taxes.

The measure was read the second time.

MOTION

On motion of Senator McAuliffe, the rules were suspended, Engrossed House Bill No. 1357 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator McAuliffe spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed House Bill No. 1357.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 1357 and the bill passed the Senate by the following vote: Yeas, 34; Nays, 13; Absent, 0; Excused, 2.

Voting yea: Senators Brown, Chase, Conway, Eide, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hill, Hobbs, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, Litzow, McAuliffe, Murray, Nelson, Pflug, Prentice, Pridemore, Ranker, Regala, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Voting nay: Senators Baumgartner, Baxter, Becker, Benton, Carrell, Delvin, Ericksen, Fain, Holmquist Newbry, Honeyford, Morton, Parlette and Roach

Excused: Senators Sheldon and Stevens

ENGROSSED HOUSE BILL NO. 1357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SENATE JOINT MEMORIAL NO. 8008, by Senators Brown, Hewitt, Kohl-Welles, Holmquist Newbry, Conway, Parlette, Fraser, Kilmer, White and Hatfield

Requesting that the United States Department of Labor provide Washington with unemployment tax relief equal to any benefit provided to other states.

The measure was read the second time.

MOTION

On motion of Senator Kohl-Welles, the rules were suspended, Senate Joint Memorial No. 8008 was advanced to third reading, the second reading considered the third and the memorial was placed on final passage.

Senators Brown, Conway and Kohl-Welles spoke in favor of passage of the memorial.

The President declared the question before the Senate to be the final passage of Senate Joint Memorial No. 8008.

ROLL CALL

SEVENTY THIRD DAY, MARCH 23, 2011

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8008 and the memorial passed the Senate by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Baumgartner, Baxter, Becker, Benton, Brown, Carrell, Chase, Conway, Delvin, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, Litzow, McAuliffe, Morton, Murray, Nelson, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Excused: Senators Sheldon and Stevens

SENATE JOINT MEMORIAL NO. 8008, having received the constitutional majority, was declared passed.

## SECOND READING

HOUSE BILL NO. 1544, by Representatives Hunter and Anderson

Restricting the eligibility for the basic health plan to the basic health transition eligibles population under the medicaid waiver.

The measure was read the second time.

## MOTION

Senator Keiser moved that the following committee striking amendment by the Committee on Ways & Means be adopted:

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 70.47.020 and 2009 c 568 s 2 are each reenacted and amended to read as follows:

As used in this chapter:

(1) "Administrator" means the Washington basic health plan administrator, who also holds the position of administrator of the Washington state health care authority.

(2) "Health coverage tax credit eligible enrollee" means individual workers and their qualified family members who lose their jobs due to the effects of international trade and are eligible for certain trade adjustment assistance benefits; or are eligible for benefits under the alternative trade adjustment assistance program; or are people who receive benefits from the pension benefit guaranty corporation and are at least fifty-five years old.

(3) "Health coverage tax credit program" means the program created by the Trade Act of 2002 (P.L. 107-210) that provides a federal tax credit that subsidizes private health insurance coverage for displaced workers certified to receive certain trade adjustment assistance benefits and for individuals receiving benefits from the pension benefit guaranty corporation.

(4) "Managed health care system" means: (a) Any health care organization, including health care providers, insurers, health care service contractors, health maintenance organizations, or any combination thereof, that provides directly or by contract basic health care services, as defined by the administrator and rendered by duly licensed providers, to a defined patient population enrolled in the plan and in the managed health care system; or (b) a self-funded or self-insured method of providing insurance coverage to subsidized enrollees provided under RCW 41.05.140 and subject to the limitations under RCW 70.47.100(7).

(5) "Nonsubsidized enrollee" means an individual, or an individual plus the individual's spouse or dependent children: (a) Who is not eligible for medicare; (b) who is not confined or residing in a government-operated institution, unless he or she meets eligibility criteria adopted by the administrator; (c) who is accepted

2011 REGULAR SESSION

for enrollment by the administrator as provided in RCW 48.43.018, either because the potential enrollee cannot be required to complete the standard health questionnaire under RCW 48.43.018, or, based upon the results of the standard health questionnaire, the potential enrollee would not qualify for coverage under the Washington state health insurance pool; (d) who resides in an area of the state served by a managed health care system participating in the plan; (e) who chooses to obtain basic health care coverage from a particular managed health care system; and (f) who pays or on whose behalf is paid the full costs for participation in the plan, without any subsidy from the plan.

(6) "Premium" means a periodic payment, which an individual, their employer or another financial sponsor makes to the plan as consideration for enrollment in the plan as a subsidized enrollee, a nonsubsidized enrollee, or a health coverage tax credit eligible enrollee.

(7) "Rate" means the amount, negotiated by the administrator with and paid to a participating managed health care system, that is based upon the enrollment of subsidized, nonsubsidized, and health coverage tax credit eligible enrollees in the plan and in that system.

(8) "Subsidy" means the difference between the amount of periodic payment the administrator makes to a managed health care system on behalf of a subsidized enrollee plus the administrative cost to the plan of providing the plan to that subsidized enrollee, and the amount determined to be the subsidized enrollee's responsibility under RCW 70.47.060(2).

(9) "Subsidized enrollee" means:

(a) An individual, or an individual plus the individual's spouse or dependent children:

(i) Who is not eligible for medicare;

(ii) Who is not confined or residing in a government-operated institution, unless he or she meets eligibility criteria adopted by the administrator;

(iii) Who is not a full-time student who has received a temporary visa to study in the United States;

(iv) Who resides in an area of the state served by a managed health care system participating in the plan;

(v) Until March 1, 2011, whose gross family income at the time of enrollment does not exceed two hundred percent of the federal poverty level as adjusted for family size and determined annually by the federal department of health and human services;

(vi) Who chooses to obtain basic health care coverage from a particular managed health care system in return for periodic payments to the plan; ~~(and)~~

(vii) Who is not receiving medical assistance administered by the department of social and health services; and

(viii) After February 28, 2011, who is in the basic health transition eligibles population under 1115 medicaid demonstration project number 11-W-00254/10;

(b) An individual who meets the requirements in (a)(i) through (iv), (vi), and (vii) of this subsection and who is a foster parent licensed under chapter 74.15 RCW and whose gross family income at the time of enrollment does not exceed three hundred percent of the federal poverty level as adjusted for family size and determined annually by the federal department of health and human services; and

(c) To the extent that state funds are specifically appropriated for this purpose, with a corresponding federal match, an individual, or an individual's spouse or dependent children, who meets the requirements in (a)(i) through (iv), (vi), and (vii) of this subsection and whose gross family income at the time of enrollment is more than two hundred percent, but less than two hundred fifty-one percent, of the federal poverty level as adjusted for family size and determined annually by the federal department of health and human services.

(10) "Washington basic health plan" or "plan" means the system of enrollment and payment for basic health care services, administered by the plan administrator through participating managed health care systems, created by this chapter.

**NEW SECTION. Sec. 2.** The legislature intends to define eligibility for the basic health plan for periods subsequent to expiration of the 1115 medicaid demonstration project based upon recommendations from its joint select committee on health reform regarding whether the basic health plan should be offered as an enrollment option for persons who qualify for federal premium subsidies under the federal patient protection and affordable care act of 2010.

**NEW SECTION. Sec. 3.** This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

Senator Keiser spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the committee striking amendment by the Committee on Ways & Means to House Bill No. 1544.

The motion by Senator Keiser carried and the committee striking amendment was adopted by voice vote.

#### MOTION

There being no objection, the following title amendment was adopted:

On page 1, line 3 of the title, after "waiver;" strike the remainder of the title and insert "reenacting and amending RCW 70.47.020; creating a new section; and declaring an emergency."

#### MOTION

On motion of Senator Keiser, the rules were suspended, House Bill No. 1544 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Keiser spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1544 as amended by the Senate.

#### ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1544 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; Nays, 2; Absent, 0; Excused, 2.

Voting yea: Senators Baumgartner, Baxter, Becker, Benton, Brown, Carrell, Chase, Conway, Delvin, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hobbs, Holmquist Newbry, Honeyford, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, McAuliffe, Morton, Murray, Nelson, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Voting nay: Senators Hill and Litzow

Excused: Senators Sheldon and Stevens

HOUSE BILL NO. 1544 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SECOND READING

HOUSE BILL NO. 1129, by Representatives Klippert, Lias, Billig, Rolfes, Fitzgibbon, Reykdal, Ryu, Finn and Moscoco

Including a bicycle and pedestrian traffic safety curriculum in certain traffic schools and safety courses.

The measure was read the second time.

#### MOTION

On motion of Senator King, the rules were suspended, House Bill No. 1129 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator King spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of House Bill No. 1129.

#### ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1129 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 1; Absent, 0; Excused, 2.

Voting yea: Senators Baumgartner, Baxter, Becker, Benton, Brown, Carrell, Chase, Conway, Delvin, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hill, Hobbs, Holmquist Newbry, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, Litzow, McAuliffe, Morton, Murray, Nelson, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Voting nay: Senator Honeyford

Excused: Senators Sheldon and Stevens

HOUSE BILL NO. 1129, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### SECOND READING

SENATE BILL NO. 5167, by Senators Schoesler, Murray, Honeyford, Pridemore, Kilmer and Tom

Concerning tax statute clarifications and technical corrections. Revised for 1st Substitute: Concerning tax statute clarifications and technical corrections, including for the purposes of local rental car taxes.

#### MOTIONS

On motion of Senator Schoesler, Substitute Senate Bill No. 5167 was substituted for Senate Bill No. 5167 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Schoesler, the rules were suspended, Substitute Senate Bill No. 5167 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Schoesler spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5167.

#### ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5167 and the bill passed the Senate by the following vote: Yeas, 46; Nays, 1; Absent, 0; Excused, 2.

SEVENTY THIRD DAY, MARCH 23, 2011

2011 REGULAR SESSION

March 23, 2011

Voting yea: Senators Baumgartner, Baxter, Becker, Benton, Brown, Carrell, Chase, Conway, Delvin, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hatfield, Haugen, Hewitt, Hill, Hobbs, Honeyford, Kastama, Keiser, Kilmer, King, Kline, Kohl-Welles, Litzow, McAuliffe, Morton, Murray, Nelson, Parlette, Pflug, Prentice, Pridemore, Ranker, Regala, Roach, Rockefeller, Schoesler, Shin, Swecker, Tom, White and Zarelli

Voting nay: Senator Holmquist Newbry

Excused: Senators Sheldon and Stevens

SUBSTITUTE SENATE BILL NO. 5167, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:05 p.m., on motion of Senator Eide, the Senate was declared to be at ease subject to the call of the President.

AFTERNOON SESSION

The Senate was called to order at 3:02 p.m. by President Owen.

MOTION

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

MESSAGE FROM THE HOUSE

MR. PRESIDENT:

The Speaker has signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1846.  
and the same is herewith transmitted.

BARBARA BAKER, Chief Clerk

SIGNED BY THE PRESIDENT

The President signed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1846.

MOTION

At 3:04 p.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon, Thursday, March 24, 2011.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate





SEVENTY THIRD DAY, MARCH 23, 2011

2011 REGULAR SESSION

1129	Second Reading .....	6	Second Reading .....	3
	Third Reading Final Passage .....	6	Third Reading Final Passage.....	3
1267-S2	Committee Report .....	1	4404-S	Committee Report .....
1309-S	Committee Report .....	1	5167	Second Reading .....
1347	Second Reading .....	4	5167-S	Second Reading .....
	Third Reading Final Passage .....	4		Second Reading .....
1357	Second Reading .....	4		Third Reading Final Passage.....
	Third Reading Final Passage .....	4	5880	Introduction & 1 <sup>st</sup> Reading.....
1398	Committee Report .....	1	5881	Introduction & 1 <sup>st</sup> Reading.....
1544	Other Action .....	6	5882	Introduction & 1 <sup>st</sup> Reading.....
	Second Reading .....	5		Introduction & 1 <sup>st</sup> Reading.....
	Third Reading Final Passage .....	6	8008	Second Reading .....
1570-S	Committee Report .....	1		Third Reading Final Passage.....
1649	Committee Report .....	1	8643	Adopted.....
1702	Committee Report .....	1		Introduced .....
1712-S	Committee Report .....	2	<b>PRESIDENT OF THE SENATE</b>	
1846-S	Messages .....	7		Intro. Special Guest, 2011 Daffodil Queen Claire Flemming
	President Signed .....	7		Intro. Special Guests, Daffodil Royalty .....
				Intro. Special Guests, former Senator Finkbeiner .....
				Intro. Special Guests, Hidden Creek Community Church
				members .....
				Remarks by the President.....
			<b>WASHINGTON STATE SENATE</b>	
				Statement for the Journal, Senator Stevens, HB 1846.....