

## SIXTIETH LEGISLATURE - REGULAR SESSION

## NINTH DAY

House Chamber, Olympia, Tuesday, January 16, 2007

The House was called to order at 9:55 a.m. by the Speaker (Representative Lovick presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

## INTRODUCTION &amp; FIRST READING

HB 1267 by Representatives Wallace, Upthegrove, Lovick, Hankins and Dickerson; by request of Department of Licensing

AN ACT Relating to commercial driver's license requirements; amending RCW 46.25.060 and 46.25.060; providing effective dates; and declaring an emergency.

Referred to Committee on Transportation.

HB 1268 by Representatives Goodman, Eddy, Ross, Curtis, Clibborn, Darneille, Hurst, Lovick, Simpson, Moeller, Kenney, Ericks, Rolfes and Springer

AN ACT Relating to donation of unclaimed personal property to nonprofit charitable organizations; amending RCW 63.32.050 and 63.40.060; and adding a new section to chapter 63.35 RCW.

Referred to Committee on Local Government.

HB 1269 by Representatives Quall, Strow, Bailey, Morris and Kenney; by request of Board For Judicial Administration

AN ACT Relating to superior court judicial positions; amending RCW 2.08.065; and creating a new section.

Referred to Committee on Judiciary.

HB 1270 by Representatives Kirby, Roach and Moeller

AN ACT Relating to the duration period of loans made under the consumer loan act; and amending RCW 31.04.125.

Referred to Committee on Insurance, Financial Service & Consumer Protection.

HB 1271 by Representatives Roach, Ericks, Santos, Strow, Kelley, Newhouse, McDonald, Simpson, Williams, Haler, O'Brien, Pearson, VanDeWege, McCune, P. Sullivan, Kenney, Rolfes and Morrell

AN ACT Relating to identity theft; adding a new section to chapter 9.35 RCW; and creating a new section.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1272 by Representatives Roach, Ericks, Hurst, Strow, Newhouse, McDonald, Simpson, Williams, Haler, O'Brien, Pearson, VanDeWege, McCune, P. Sullivan and Rolfes

AN ACT Relating to identity theft; amending RCW 9.35.001, 9.35.020, and 46.20.0921; creating a new section; and prescribing penalties.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1273 by Representatives Roach, Ericks, Hurst, Kirby, Strow, Newhouse, Simpson, Williams, Haler, O'Brien, Moeller, Pearson, VanDeWege, McCune, Kenney, Rolfes and Morrell

AN ACT Relating to financial fraud; and adding a new chapter to Title 30 RCW.

Referred to Committee on Insurance, Financial Service & Consumer Protection.

HB 1274 by Representatives Roach, Ericks, Kirby, Strow, Santos, Appleton, Simpson, Williams, O'Brien, Moeller, VanDeWege, McCune and Rolfes

AN ACT Relating to an identity theft grant program; adding a new section to chapter 43.10 RCW; and making an appropriation.

Referred to Committee on Insurance, Financial Service & Consumer Protection.

HB 1275 by Representatives Roach, Ericks, Hurst, Strow, Santos, Newhouse, Simpson, Haler, O'Brien, Pearson and McCune

AN ACT Relating to records in a criminal case; and adding a new chapter to Title 10 RCW.

Referred to Committee on Judiciary.

HB 1276 by Representatives Linville, McDonald, Dunshee, Chase, Upthegrove, Strow, Dunn, Haler, VanDeWege, McCune, Kenney, Roberts and Morrell; by request of Governor Gregoire

AN ACT Relating to creating a public-private tourism partnership; amending RCW 67.40.040, 43.330.096, 43.330.090, and 43.330.094; adding a new chapter to Title 43 RCW; creating a new section; recodifying RCW 43.330.096; and repealing RCW 43.330.095.

Referred to Committee on Community & Economic Development & Trade.

HB 1277 by Representatives Kelley, Simpson, Wood, P. Sullivan, Conway, Kenney, Ericks, Rolfes and Morrell; by request of Governor Gregoire

AN ACT Relating to expanding competitive local infrastructure financing tools projects; amending RCW 39.102.020, 39.102.040, 39.102.050, 39.102.060, 39.102.090, 39.102.120, 82.14.475, and 39.102.140; adding a new section to chapter 39.102 RCW; and providing an expiration date.

Referred to Committee on Community & Economic Development & Trade.

HB 1278 by Representatives Conway, Simpson and Kenney; by request of Governor Gregoire

AN ACT Relating to revising the industry average unemployment contribution rates; amending RCW 50.29.025; and creating new sections.

Referred to Committee on Commerce & Labor.

HB 1279 by Representatives Skinner, Kessler, Lantz, Hasegawa, Dickerson, Haler, McIntire, Conway, Newhouse and Kenney

AN ACT Relating to the state poet laureate; adding new sections to chapter 43.46 RCW; and creating a new section.

Referred to Committee on State Government & Tribal Affairs.

HB 1280 by Representatives Ericks, Jarrett, Quall, O'Brien, Strow, Morrell, Roach, Hunt, McDonald, Chase, Simpson, Haler, Moeller, McCune, Schual-Berke, Miloscia and Springer

AN ACT Relating to the use of the school district capital projects funds for technology; amending RCW 28A.320.330 and 84.52.053; and creating a new section.

Referred to Committee on Education.

HB 1281 by Representatives Sells, Williams, Ericks, Morrell, Conway, Linville, Moeller, Chase, Simpson, Haler, Schual-Berke and Kenney

AN ACT Relating to retired or disabled school employee participation in state health insurance plans; and amending RCW 41.05.080.

Referred to Committee on Appropriations.

HB 1282 by Representatives Lovick, Strow and Haler

AN ACT Relating to ferry terminal security; adding a new section to chapter 88.08 RCW; and prescribing penalties.

Referred to Committee on Transportation.

HB 1283 by Representatives Roach, McDonald, Morrell, Rolfes, Kelley, Skinner, Orcutt, Priest, Takko, Conway, Appleton, Newhouse, Haler, Moeller, VanDeWege, McCune, Roberts and Springer

AN ACT Relating to high school diplomas for persons who leave school before graduation to serve in the United States armed forces; and amending RCW 28A.230.120.

Referred to Committee on Education.

HB 1284 by Representatives Cody, Conway, Schual-Berke, Hunt, Green, Barlow, Simpson, Moeller, Kenney and Morrell

AN ACT Relating to participating in insurance plans and contracts by separated plan 2 members of certain retirement systems; and amending RCW 41.05.011.

Referred to Committee on Appropriations.

HB 1285 by Representatives Anderson, Fromhold, Priest, Quall and Haler

AN ACT Relating to recodifying the basic education program; amending RCW 28A.150.200, 28A.150.220, 28A.150.250, 28A.150.260, 28A.150.290, 28A.150.360, and 28A.150.410; adding a new section to chapter 28A.160 RCW;

adding a new chapter to Title 28A RCW; recodifying RCW 28A.150.200, 28A.150.210, 28A.150.220, 28A.150.250, 28A.150.260, 28A.150.270, 28A.150.290, 28A.150.410, 28A.150.275, 28A.150.280, 28A.150.350, 28A.150.360, 28A.150.370, 28A.150.420, and 28A.150.280; and repealing RCW 28A.150.100.

Referred to Committee on Education.

HB 1286 by Representatives O'Brien, Miloscia, Dunshee, Lantz, Springer, Ormsby, Kirby, Appleton, Hurst, Chase, Simpson, Dunn, Moeller, McCune, Rolfes, Quall and Morrell

AN ACT Relating to the housing trust fund; and amending RCW 43.185.050.

Referred to Committee on Housing.

HB 1287 by Representatives Kagi, Hinkle, Walsh, Haler, Appleton, Simpson, Moeller and Kenney; by request of Department of Social and Health Services

AN ACT Relating to compliance with the federal safe and timely interstate placement of foster children; amending RCW 13.34.138 and 13.34.145; and adding new sections to chapter 13.34 RCW.

Referred to Committee on Early Learning & Children's Services.

HB 1288 by Representatives Haler, Santos, Hankins, P. Sullivan, Lovick, Chase, Simpson, Hasegawa, McCune and Kenney

AN ACT Relating to revising the essential academic learning requirements and statewide academic system; amending RCW 28A.655.070, 28A.655.061, 28A.150.220, 28A.180.100, 28A.195.010, 28A.200.010, 28A.230.090, 28A.305.130, 28A.600.310, and 28A.655.090; reenacting and amending RCW 28A.230.125; adding new sections to chapter 28A.655 RCW; repealing RCW 28A.155.045, 28A.655.010, 28A.655.063, 28A.655.065, and 28A.230.195; and declaring an emergency.

Referred to Committee on Education.

HB 1289 by Representatives Clibborn, Campbell, VanDeWege, Dickerson, Moeller and Morrell; by request of Department of Licensing

AN ACT Relating to the issuance of enhanced drivers' licenses and identicards to facilitate crossing the Canadian border; and adding a new section to chapter 46.20 RCW.

Referred to Committee on Transportation.

HB 1290 by Representatives Clibborn and Hankins

AN ACT Relating to the administration of fuel taxes; amending RCW 82.36.010, 82.36.020, 82.36.025, 82.36.026, 82.36.027, 82.36.029, 82.36.031, 82.36.035, 82.36.045, 82.36.060, 82.36.080, 82.36.160, 82.36.180, 82.36.320, 82.36.340, 82.36.370, 82.36.380, 82.36.450, 82.38.030, 82.38.032, 82.38.035, 82.38.050, 82.38.090, 82.38.100, 82.38.110, 82.38.130, 82.38.140, 82.38.150, 82.38.160, 82.38.180, 82.38.270, 82.38.310, and 82.38.320; adding new sections to chapter 82.36 RCW; adding a new section to chapter 82.38 RCW; repealing RCW 82.36.042, 82.36.273, 82.36.305, 82.36.360, 82.36.373, 82.36.407, 82.38.070, 82.38.071, 82.38.081, 82.38.185, 82.38.285, and 82.38.165; prescribing penalties; and declaring an emergency.

Referred to Committee on Transportation.

HB 1291 by Representatives Quall, Priest, Wood, Condotta, Moeller, Conway and Simpson; by request of Horse Racing Commission

AN ACT Relating to advance deposit wagering; and amending RCW 67.16.260.

Referred to Committee on Commerce & Labor.

HB 1292 by Representatives Barlow, Ahern, Morrell, Hailey, Seaquist, Schindler, Appleton, Skinner, Williams, McDonald, Hurst, Campbell, Haler, Wood, Moeller, VanDeWege, McCune, Conway and Kenney; by request of Department of Veterans Affairs

AN ACT Relating to establishing the eastern Washington state veterans' cemetery; adding a new section to chapter 72.36 RCW; and creating a new section.

Referred to Committee on State Government & Tribal Affairs.

HB 1293 by Representatives Cody and Sommers; by request of Insurance Commissioner

AN ACT Relating to insurance commissioner regulatory assessment fees; and amending RCW 48.02.190 and 48.46.120.

Referred to Committee on Appropriations.

HB 1294 by Representatives B. Sullivan, Rodne, Eddy, Chase, Simpson, Haler and Roberts

AN ACT Relating to special fuel taxes; and amending RCW 82.38.080.

Referred to Committee on Transportation.

HB 1295 by Representatives Eickmeyer and Upthegrove

AN ACT Relating to water resource inventory area 14; and amending RCW 90.82.060.

Referred to Committee on Select Committee on Puget Sound.

HB 1296 by Representatives Hunter and Anderson

AN ACT Relating to information technology projects; and amending RCW 43.88A.020, 43.105.160, 43.105.041, and 43.105.825.

Referred to Committee on Technology, Energy & Communications.

HB 1297 by Representatives Schual-Berke, Kessler, Walsh, Appleton, Linville, Darneille, Clibborn, Haigh, Lantz, Wood, McCoy, Quall, Morrell, Jarrett, Fromhold, Hunt, Hankins, Cody, McDermott, Williams, Ericks, Moeller, Pedersen, Chase, Kagi, Hasegawa, Dunshee, Upthegrove, Simpson, Dickerson, McIntire, Goodman, P. Sullivan, Conway, Kenney, Roberts, Springer and Seaquist

AN ACT Relating to providing medically and scientifically accurate sexual health education in schools; adding a new section to chapter 28A.300 RCW; and creating new sections.

Referred to Committee on Health Care & Wellness.

HB 1298 by Representatives Green, Campbell, Cody, Morrell, Moeller and Conway

AN ACT Relating to dental hygiene; and amending RCW 18.29.056 and 18.29.220.

Referred to Committee on Health Care & Wellness.

HB 1299 by Representatives B. Sullivan, Kretz, Newhouse, Chase and Haler

AN ACT Relating to ballast water management; and amending RCW 77.120.030.

Referred to Committee on Agriculture & Natural Resources.

HB 1300 by Representatives Morrell, Campbell, Cody, Curtis, Schual-Berke, Green and Moeller; by request of Department of Health

AN ACT Relating to health professions administrative penalties; amending RCW 18.130.040, 18.130.050, 18.130.140, 18.130.150, 18.130.165, 18.130.170, 18.130.172, 18.130.180, 9.96A.020, and 9.95.240; reenacting and amending RCW 18.130.160; adding new sections to chapter 18.130 RCW; and prescribing penalties.

Referred to Committee on Health Care & Wellness.

HB 1301 by Representatives B. Sullivan, Haler, Hudgins, Blake, Chase and Kenney

AN ACT Relating to requiring the department of ecology to aid in the development of projects designed to demonstrate to the public options available for preserving the state's natural resources through enhanced air quality; adding a new section to chapter 70.94 RCW; and making an appropriation.

Referred to Committee on Technology, Energy & Communications.

HB 1302 by Representatives Hunt, Rodne, Williams and Kirby

AN ACT Relating to limitations on asbestos-related liabilities relating to certain mergers or consolidations occurring before 1972; adding a new chapter to Title 23 RCW; and declaring an emergency.

Referred to Committee on Judiciary.

HB 1303 by Representatives Dickerson, B. Sullivan, Jarrett, Linville, Priest, Appleton, Pedersen, Kenney, Sells, Morrell, Lantz, O'Brien, Chase, Eickmeyer, McCoy, Haigh, Rolfes, Hurst, Eddy, Springer, Schual-Berke, Fromhold, Moeller, Hunt, Goodman, Williams, Darneille, Kagi, Lovick, Campbell, Dunshee, Sommers, Simpson, Hunter, Roberts and Miloscia

AN ACT Relating to providing for the means to encourage the use of cleaner energy thereby providing for healthier communities by reducing emissions; amending RCW 46.68.020, 53.08.040, 70.94.017, 19.112.010, 19.112.120, 82.04.4334, and 82.08.955; adding a new section to chapter 28A.300 RCW; adding a new section to chapter 15.110 RCW; adding a new section to chapter 19.112 RCW; adding new sections to chapter 43.19 RCW; adding a new section to chapter 43.01 RCW; adding new sections to chapter 43.31 RCW; adding a new section to chapter 43.135 RCW; adding a new section to chapter 28B.30 RCW; creating new sections; prescribing penalties; and making appropriations.

Referred to Committee on Agriculture & Natural Resources.

HB 1304 by Representatives Kagi, Clibborn, Jarrett, Flannigan, McCoy, Darneille, Lovick, Campbell, Schual-Berke, Kenney and Morrell

AN ACT Relating to commercial motor vehicle carriers; amending RCW 46.04.480, 46.32.010, 46.32.020, 46.32.040, 46.32.080, 46.32.090, 46.32.100, 46.87.294, 46.87.296, and 82.38.100; reenacting and amending RCW 46.16.160 and 46.44.105; adding new sections to chapter 46.16 RCW; adding a new section to chapter 46.32 RCW; creating new sections; prescribing penalties; and declaring an emergency.

Referred to Committee on Transportation.

HB 1305 by Representatives Kretz, Warnick, Hailey, McCoy, Newhouse and Haler; by request of Department of Agriculture

AN ACT Relating to the regulation of food lockers; amending RCW 19.02.110 and 43.70.900; and repealing RCW 19.32.005, 19.32.010, 19.32.020, 19.32.030, 19.32.040, 19.32.050, 19.32.055, 19.32.060, 19.32.090, 19.32.100, 19.32.110, 19.32.150, 19.32.160, 19.32.165, 19.32.170, 19.32.180, and 19.32.900.

Referred to Committee on Agriculture & Natural Resources.

HB 1306 by Representatives Green, Morrell, Cody, Williams, Conway, Darneille, Hurst, Campbell, Chase, Simpson, Wood and Moeller

AN ACT Relating to revising the mandatory overtime prohibition applicable to nurses, but only with respect to increasing the types of health care facilities that are subject to the prohibition from requiring nurses to perform overtime work; and amending RCW 49.28.130 and 72.01.042.

Referred to Committee on Commerce & Labor.

HB 1307 by Representatives Upthegrove, Lantz, Williams, O'Brien, Sells, McCoy, Appleton, Darneille, Lovick, Dunshee, Takko, Pedersen, Simpson, Dickerson, Moeller, McIntire, Schual-Berke, Quall, Springer and Morrell

AN ACT Relating to freedom of student press and speech; adding a new section to chapter 28A.600 RCW; adding a new section to chapter 28B.10 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1308 by Representatives McCune, Morrell, Campbell, McDonald, Sump, Roach, Kristiansen, Hailey, Dunn, Appleton, Hurst, Pearson, Upthegrove, Strow, Moeller, VanDeWege, Springer, Bailey and Seaquist

AN ACT Relating to the support of military families stationed in Washington state through an exemption from the state and local real estate excise taxes for home sales resulting from military relocation orders; adding a new section to chapter 82.45 RCW; and providing an effective date.

Referred to Committee on Finance.

HB 1309 by Representatives Morrell, Curtis, Eddy, Orcutt, Santos, McDonald, Moeller, Bailey, Kagi, Hinkle, Campbell, Simpson and Kenney

AN ACT Relating to physical therapist assistants; amending RCW 18.74.010, 18.74.020, 18.74.030, 18.74.035, 18.74.040, 18.74.060, 18.74.070, 18.74.073, 18.74.090, 18.74.120, 18.74.130, 18.74.150, 18.74.160, and 18.74.170; and adding new sections to chapter 18.74 RCW.

Referred to Committee on Health Care & Wellness.

HB 1310 by Representatives B. Sullivan, Hailey, McCoy, Newhouse, Haler and Kenney; by request of Department of Agriculture

AN ACT Relating to the enforcement of animal health laws; amending RCW 16.36.050, 16.36.010, 20.01.610, and 20.01.380; adding new sections to chapter 16.36 RCW; recodifying RCW 16.36.092; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

HB 1311 by Representatives Grant, Hailey, McCoy, McDonald, Newhouse, Chase, Dickerson, Haler, Kenney, Springer and Morrell; by request of Department of Agriculture

AN ACT Relating to the small farm direct marketing assistance program; and amending RCW 15.64.050.

Referred to Committee on Agriculture & Natural Resources.

There being no objection, the bills listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

## REPORTS OF STANDING COMMITTEES

January 11, 2007

HB 1024 Prime Sponsor, Representative Hunter: Phasing out the use of polybrominated diphenyl ethers. Reported by Committee on Select Committee on Environmental Health

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Campbell, Chairman; Hudgins, Vice Chairman; Chase; Hunt; Morrell and Wood.

MINORITY recommendation: Do not pass. Signed by Representatives Newhouse, Ranking Minority Member; Sump, Assistant Ranking Minority Member; Hailey.

Passed to Committee on Rules for second reading.

January 15, 2007

HB 1095 Prime Sponsor, Representative Barlow: Implementing the part D drug copayment program. Reported by Committee on Health Care & Wellness

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chairman; Morrell, Vice Chairman; Hinkle, Ranking Minority Member; Alexander, Assistant Ranking Minority Member; Barlow; Campbell; Condotta; Curtis; Green; Moeller; Pedersen; Schual-Berke and Seaquist.

Referred to Committee on Appropriations.

There being no objection, the bills listed on the day's committee reports sheet under the fifth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 11:30 a.m., January 17, 2007, the 10th Day.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk

Draft