

SIXTIETH LEGISLATURE - REGULAR SESSION

THIRTY THIRD DAY

House Chamber, Olympia, Friday, February 9, 2007

The House was called to order at 10:00 a.m. by the Speaker (Representative Lovick presiding). The Clerk called the roll and a quorum was present.

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Tifphanie Wooten and Michael Kennish. The Speaker (Representative Lovick presiding) led the Chamber in the Pledge of Allegiance. Prayer was offered by Rabbi Seth Goldstein, Temple Beth Hatfiloh, Olympia.

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

INTRODUCTION & FIRST READING

HB 2121 by Representatives Green, Roberts, Morrell, Lantz, Hasegawa, Flannigan, Appleton, Kenney, Lovick, Moeller, Simpson and Ormsby

AN ACT Relating to oral health parity; adding a new section to chapter 48.21 RCW; adding a new section to chapter 48.44 RCW; and adding a new section to chapter 48.46 RCW.

Referred to Committee on Health Care & Wellness.

HB 2122 by Representatives McDermott, Flannigan, Appleton, Santos and Ormsby

AN ACT Relating to providing compensation for persons who have been wrongfully convicted and imprisoned; adding a new section to chapter 41.05 RCW; adding a new section to chapter 72.09 RCW; and adding a new chapter to Title 4 RCW.

Referred to Committee on Judiciary.

HB 2123 by Representatives Green and Curtis

AN ACT Relating to interchange of antiepileptic drugs by pharmacists; and adding a new section to chapter 69.41 RCW.

Referred to Committee on Health Care & Wellness.

HB 2124 by Representatives Appleton and Moeller

AN ACT Relating to investigation information of medical marijuana patients; and amending RCW 69.51A.040.

Referred to Committee on Health Care & Wellness.

HB 2125 by Representatives Miloscia, O'Brien, Sells, Skinner, Pedersen, Hankins, Goodman, Darneille, Rolfes, Ericks, Appleton, Santos and Ormsby

AN ACT Relating to providing rental housing for certificated and classified employees of public schools; amending RCW 28A.400.200 and 28A.400.270; adding a new section to chapter 28A.335 RCW; and creating a new section.

Referred to Committee on Education.

HB 2126 by Representatives Ross, Morrell, Curtis, Simpson and Eddy

AN ACT Relating to rates paid for medical care provided to jail inmates; and amending RCW 70.48.130.

Referred to Committee on Appropriations.

HB 2127 by Representatives Strow, Kirby, Appleton, Moeller, Simpson, Hunter and Newhouse

AN ACT Relating to reducing the penalty for a person conducting unlawful internet gambling in his or her primary residence for recreational purposes to a misdemeanor; amending RCW 9.46.240; and prescribing penalties.

Referred to Committee on Commerce & Labor.

HB 2128 by Representatives Conway, Pettigrew, Simpson, Chase, Moeller and Ormsby

AN ACT Relating to imposing additional taxes on petroleum businesses; adding a new section to chapter 82.04 RCW; and providing a contingent effective date.

Referred to Committee on Finance.

HB 2129 by Representatives VanDeWege, Hudgins, Morris, Eddy, Crouse, Hankins, McCoy, Takko, Hurst, McCune and Chase

AN ACT Relating to geothermal resources; and amending RCW 78.60.070, 78.60.100, 78.60.130, 78.60.200, 78.60.210, and 78.60.230.

Referred to Committee on Technology, Energy & Communications.

HB 2130 by Representatives Goodman, Lantz, Moeller and Rodne

AN ACT Relating to providing a means to determine "prior offenses" to implement chapter 73, Laws of 2006, regarding driving under the influence; amending RCW 46.61.5055 and 10.64.110; providing an effective date; and declaring an emergency.

Referred to Committee on Judiciary.

HB 2131 by Representatives Barlow, Ahern, Seaquist, Rolfes, McCoy, Eddy, Roberts, Morrell, Simpson and Ormsby

AN ACT Relating to limitation of actions for sex offenses committed against a child; and amending RCW 9A.04.080.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 2132 by Representatives Kenney, McDonald, Rolfes, Haler, Hasegawa, Darneille, Bailey, Haigh, Conway, Dunshee, Ericks, Upthegrove, McCoy, Morrell, Chase, Appleton, Santos and Ormsby

AN ACT Relating to studying the office of minority and women's business enterprises; creating new sections; and declaring an emergency.

Referred to Committee on Community & Economic Development & Trade.

HB 2133 by Representatives Bailey, O'Brien, Haler, Ericks, McDonald, Hinkle, Chandler, Anderson, Kretz, Warnick, Ormsby and Newhouse

AN ACT Relating to threshold property values for the crimes of malicious mischief; amending RCW 9A.48.070, 9A.48.080, and 9A.48.090; and prescribing penalties.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 2134 by Representatives VanDeWege, Linville, Grant, Walsh, Kenney, Curtis, Moeller, Conway, Fromhold, Seaquist, P. Sullivan, Hinkle, Ericks, Upthegrove, Schual-Berke, Hurst, Sells, Lovick, Williams, Campbell, Chase, Quall, Simpson,

Hasegawa, Santos, Goodman, Haler, Ormsby and Kelley

AN ACT Relating to port district fire fighter membership in the law enforcement officers' and fire fighters' retirement system plan 2; amending RCW 41.26.030 and 41.26.030; providing an effective date; and providing an expiration date.

Referred to Committee on Appropriations.

HB 2135 by Representatives Wood, Condotta and Ormsby

AN ACT Relating to expanding lemon law coverage to out-of-state consumers; and amending RCW 19.118.021 and 19.118.110.

Referred to Committee on Commerce & Labor.

HB 2136 by Representatives Fromhold, Sommers, Kenney, Moeller and Ormsby; by request of Superintendent of Public Instruction

AN ACT Relating to the improving core subject instruction for all students pilot program; adding a new section to chapter 28A.630 RCW; providing an expiration date; and declaring an emergency.

Referred to Committee on Education.

HB 2137 by Representatives Wallace, Skinner, Kagi, Hankins, Roberts, Chase, Kenney, Moeller, Simpson and Santos

AN ACT Relating to allowing certificated and classified school employees' children with disabilities to enroll in the district where the employee is assigned; and amending RCW 28A.225.225 and 28A.225.270.

Referred to Committee on Education.

HB 2138 by Representatives Simpson, B. Sullivan, Sells, Flannigan and Upthegrove

AN ACT Relating to fuel tax rate indexing; reenacting and amending RCW 43.84.092; adding a new section to chapter 82.36 RCW; adding a new section to chapter 82.38 RCW; adding a new section to chapter 46.68 RCW; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Transportation.

HB 2139 by Representative Simpson

AN ACT Relating to transportation policy goals; amending RCW 47.01.011, 47.01.012, and 47.06.020; and adding a new section to chapter 47.01 RCW.

Referred to Committee on Transportation.

HB 2140 by Representatives Kristiansen and Haler

AN ACT Relating to parents' responsibility for the costs of mental health treatment for minors; and amending RCW 71.34.405.

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

HB 2141 by Representative B. Sullivan

AN ACT Relating to governing body membership under the open public meetings act; amending RCW 42.30.020; and adding a new section to chapter 42.30 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 2142 by Representatives Linville, Conway, Morrell, Chase, Kenney, Moeller, Santos and Ormsby

AN ACT Relating to providing legal redress for targets of workplace bullying, abuse, and harassment; adding a new chapter to Title 49 RCW; and prescribing penalties.

Referred to Committee on Commerce & Labor.

HB 2143 by Representatives Campbell, Hunt, Chase, Flannigan, Hudgins, Morrell and Ormsby

AN ACT Relating to requiring the use of alternatives to lead wheel weights that reduce environmental health impacts; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Select Committee on Environmental Health.

HB 2144 by Representatives Cody, Jarrett and Moeller; by request of Joint Legislative Systems Committee

AN ACT Relating to administrative practices concerning the information processing and communications systems of the legislature overseen by the joint legislative systems committee; amending RCW 44.68.010, 44.68.030, 44.68.040, 44.68.050, and 44.68.060; adding new sections to chapter 44.68 RCW; creating a new section; repealing RCW 44.68.070; providing an effective date; and declaring an emergency.

Referred to Committee on State Government & Tribal Affairs.

HB 2145 by Representatives Darneille, Hasegawa, Moeller and Ormsby

AN ACT Relating to election day voter registration; amending RCW 29A.08.140; and adding a new section to chapter 29A.08 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 2146 by Representatives Seaquist, Rolfes, Lantz, Appleton, Simpson and Kelley

AN ACT Relating to sales and use taxes on toll projects; amending RCW 47.46.060; and adding a new section to chapter 82.32 RCW.

Referred to Committee on Finance.

HB 2147 by Representatives Kristiansen, Ericks, Chandler, Blake, Curtis, Morrell, Roberts, Hurst, Pearson, McCune, Moeller, B. Sullivan, Simpson, Santos, Ormsby, Newhouse and Kelley

AN ACT Relating to vocational rehabilitation services for volunteer firefighters and reserve officers; and adding a new section to chapter 41.24 RCW.

Referred to Committee on Appropriations.

HB 2148 by Representative Quall

AN ACT Relating to changing school district boundaries; and amending RCW 28A.315.195.

Referred to Committee on Education.

HB 2149 by Representatives Moeller, Kenney, Hinkle, Ericksen, Morrell and Ormsby

AN ACT Relating to chronic kidney disease; creating a new section; and providing an expiration date.

Referred to Committee on Health Care & Wellness.

HB 2150 by Representatives Rodne, B. Sullivan, Appleton and Sommers

AN ACT Relating to the appointment of judges; amending RCW 2.04.071, 2.04.100, 2.06.022, 2.06.024, 2.06.075, 2.12.010, 29A.24.010, 29A.24.181, 29A.24.191, 29A.32.031, 29A.32.121, 29A.36.121, 29A.36.171, and 29A.52.231; adding a new section to chapter 2.06 RCW;

adding a new chapter to Title 2 RCW; creating a new section; and providing a contingent effective date.

Referred to Committee on Judiciary.

HB 2151 by Representatives Ormsby, P. Sullivan, B. Sullivan and Dunshee

AN ACT Relating to authorizing qualified electors to divide optional municipal code cities into wards; and amending RCW 35A.12.180.

Referred to Committee on Local Government.

HJR 4223 by Representatives B. Sullivan, Rodne, Appleton, Sommers and Ormsby

Providing for the appointment of justices of the supreme court.

Referred to Committee on Judiciary.

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

REPORTS OF STANDING COMMITTEES

February 7, 2007
HB 1076 Prime Sponsor, Representative Blake: Creating a rockfish research program. Reported by Committee on Appropriations

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute do pass and do not pass the substitute bill by Committee on Agriculture & Natural Resources. Signed by Representatives Sommers, Chairman; Dunshee, Vice Chairman; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Anderson; Buri; Chandler; Conway; Darneille; Ericks; Fromhold; Grant; Haigh; Haler; Hunt; Hunter; Kagi; Kenney; Kessler; Kretz; Linville; McDermott; McIntire; Morrell; Pettigrew; Priest; Schual-Berke; Seaquist and Walsh.

Passed to Committee on Rules for second reading.

February 5, 2007
HB 1096 Prime Sponsor, Representative Kenney: Creating postsecondary opportunity programs. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass substitute bill proposed by the Committee on . Signed by Representatives Wallace, Chairman; Sells, Vice

Chairman; Buri, Assistant Ranking Minority Member; Hasegawa; Jarrett; McIntire and Sommers.

MINORITY recommendation: Without recommendation. Signed by Representatives Anderson, Ranking Minority Member;

Referred to Committee on Appropriations.

February 6, 2007
HB 1125 Prime Sponsor, Representative B. Sullivan: Modifying forest fire protection assessments. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass substitute bill proposed by the Committee on Agriculture & Natural Resources. Signed by Representatives Sommers, Chairman; Dunshee, Vice Chairman; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Anderson; Buri; Chandler; Cody; Conway; Darneille; Dunn; Ericks; Fromhold; Grant; Haler; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Kretz; Linville; McDermott; McDonald; McIntire; Morrell; Pettigrew; Priest; Schual-Berke; Seaquist; P. Sullivan and Walsh.

Passed to Committee on Rules for second reading.

February 6, 2007
HB 1292 Prime Sponsor, Representative Barlow: Establishing the eastern Washington state veterans' cemetery. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Sommers, Chairman; Dunshee, Vice Chairman; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Anderson; Buri; Chandler; Cody; Conway; Darneille; Dunn; Ericks; Fromhold; Grant; Haler; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Kretz; Linville; McDermott; McDonald; McIntire; Morrell; Pettigrew; Priest; Schual-Berke; Seaquist and P. Sullivan.

February 7, 2007
HB 1329 Prime Sponsor, Representative Flannigan: Implementing the deficit reduction act. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass as amended.

On page 19, line 1, after "October 1," strike "2009" and insert "2008"

Signed by Representatives Lantz, Chairman; Goodman, Vice Chairman; Rodne, Ranking Minority Member;

Warnick, Assistant Ranking Minority Member; Ahern; Flannigan; Kirby; Moeller; Pedersen; Ross and Williams.

boarding homes. Reported by Committee on Health Care & Wellness

Referred to Committee on Appropriations.

MAJORITY recommendation: 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.

February 7, 2007

HB 1351 Prime Sponsor, Representative McDermott: Protecting individuals in domestic partnerships by granting certain rights and benefits. Reported by Committee on Judiciary

Referred to Committee on Appropriations.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Lantz, Chairman; Goodman, Vice Chairman; Flannigan; Kirby; Moeller; Pedersen and Williams.

February 7, 2007

HB 1476 Prime Sponsor, Representative Blake: Modifying provisions with regard to nonsalmon charter licenses. Reported by Committee on Agriculture & Natural Resources

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Ahern and Ross.

MAJORITY recommendation: Do pass. Signed by Representatives B. Sullivan, Chairman; Blake, Vice Chairman; Kretz, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Dickerson; Eickmeyer; Grant; Hailey; Kagi; Lantz; McCoy; Newhouse; Orcutt and VanDeWege.

Passed to Committee on Rules for second reading.

February 6, 2007

HB 1368 Prime Sponsor, Representative Simpson: Concerning special purpose district commissioner per diem compensation. Reported by Committee on Local Government

MINORITY recommendation: Without recommendation. Signed by Representatives Strow.

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chairman; Eddy, Vice Chairman; Curtis, Ranking Minority Member; Schindler, Assistant Ranking Minority Member; Ross; B. Sullivan and Takko.

February 6, 2007

HB 1507 Prime Sponsor, Representative Seaquist: Creating the uniformed service shared leave pool. Reported by Committee on Appropriations

Passed to Committee on Rules for second reading.

MAJORITY recommendation: Do pass substitute bill proposed by the Committee on State Government & Tribal Affairs. Signed by Representatives Sommers, Chairman; Dunshee, Vice Chairman; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Anderson; Buri; Chandler; Cody; Conway; Darneille; Dunn; Ericks; Fromhold; Grant; Haler; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Kretz; Linville; McDermott; McDonald; McIntire; Morrell; Pettigrew; Priest; Schual-Berke; Seaquist; P. Sullivan and Walsh.

Passed to Committee on Rules for second reading.

February 7, 2007

HB 1381 Prime Sponsor, Representative Hasegawa: Making changes of a technical nature to tax laws. Reported by Committee on Finance

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunter, Chairman; Hasegawa, Vice Chairman; Orcutt, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Conway; Ericks; McIntire; Roach and Santos.

February 7, 2007

HB 1522 Prime Sponsor, Representative Williams: Removing the mandatory retirement age for judges. Reported by Committee on Judiciary

Passed to Committee on Rules for second reading.

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Lantz, Chairman; Goodman, Vice

February 8, 2007

HB 1447 Prime Sponsor, Representative Morrell: Providing for temporary management in

Chairman; Rodne, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Ahern; Flannigan; Kirby; Moeller; Pedersen; Ross and Williams.

Passed to Committee on Rules for second reading.

February 7, 2007

HB 1712 Prime Sponsor, Representative Chase: Planning for future impacts at Saint Edward state park. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives B. Sullivan, Chairman; Blake, Vice Chairman; Kretz, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Dickerson; Eickmeyer; Grant; Hailey; Kagi; Lantz; McCoy; Newhouse; Orcutt; Strow and VanDeWege.

Referred to Committee on Capital Budget.

February 7, 2007

HB 1813 Prime Sponsor, Representative Kelley: Changing the name of the interagency committee for outdoor recreation to the recreation and conservation funding board. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives B. Sullivan, Chairman; Blake, Vice Chairman; Kretz, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Dickerson; Eickmeyer; Grant; Hailey; Kagi; Lantz; McCoy; Newhouse; Orcutt; Strow and VanDeWege.

Passed to Committee on Rules for second reading.

February 7, 2007

HJR 4209 Prime Sponsor, Representative Williams: Eliminating the mandatory retirement age for judges. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Lantz, Chairman; Goodman, Vice Chairman; Rodne, Ranking Minority Member; Warnick, Assistant Ranking Minority Member; Ahern; Flannigan; Kirby; Moeller; Pedersen; Ross and Williams.

Passed to Committee on Rules for second reading.

There being no objection, the bills and resolution listed on the day's committee reports sheet under the fifth order of business were referred to the committees so designated except for HOUSE BILL NO. 1292 and HOUSE BILL NO. 1507 was placed on the Second Reading calendar.

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

There being no objection, the House adjourned until 10:00 a.m., February 12, 2007, the 36th Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk