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SIXTY-FIRST LEGISLATURE - REGULAR SESSION

TWENTY FOURTH DAY

House Chamber, Olympia, Wednesday, February 4, 2009

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller 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 Christia Anderson and Marina Bankowski. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Christian Science Practitioner Dorothea Lehuta, First Church of Christ, Scientist, Olympia.

The Speaker (Representatives Moeller presiding) introduced State of Washington Poet Laureate Samuel Green who honored the Chamber with two of his poems.

EXEMPLAR

When the old-timers cleared
 their fields for the plow
 they sometimes found boulders
 too big for horse & skid. They
 covered these over with brush
 & waited for weather
 safe enough to burn, then lugged
 seawater in buckets up the steep bluff
 from the beach & poured it
 over the hot rock
 which would rapidly hiss,
 contract, & split.

They did this
 again & again, until the stones
 were small enough
 to manage. These they hauled or
 tossed to the boundaries of their lives'
 work, the seeds they broadcast
 with their best place upon
 the turned earth against the coming
 push of frost.

**POEM TO ACCOMPANY THE GIFT
 OF AN AMISH RUG**

Here is affection born of care, the lines
 of a well-kept garden & fields
 cleared of stone. Here
 are the sighs of animals tended
 in their turn, the filled hours
 of evenings before rest, the braids
 of silent prayer.

You can believe the woman who made this
 believed the message of her hands:
 that if you live well, you work well
 & the only sin is separation. Spread
 on the floor by our bed, it is something
 on which we both can stand.

The Speaker (Representative Moeller presiding) thanked Mr. Green and asked the Chamber to acknowledge him.

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

RESOLUTION

HOUSE RESOLUTION NO. 2009-4613, by Representative Rolfes, Nelson and Dammeier.

WHEREAS, Participation in athletics is one of the most effective ways for girls and women in the United States to develop leadership skills, discipline, initiative, and self-confidence; and

WHEREAS, Sport and fitness activities contribute to girls' and women's emotional and physical well-being; and

WHEREAS, Girls and women who participate in sports tend to have higher levels of self-esteem, fewer incidents of depression, and a reduced risk for heart disease, breast cancer, and other illnesses; and

WHEREAS, The bonds built among girls and women through athletics help to break down the social barriers of prejudice and discrimination; and

WHEREAS, The National Girls and Women in Sports Coalition, established in 1987, has declared February 4, 2009, to be National Girls and Women in Sports Day; and

WHEREAS, 60,703 female athletes participate in high school sports in Washington, constituting 42 percent of the total number of athletes; and

WHEREAS, High school girls' athletic teams in the state of Washington have achieved many accomplishments that serve as an inspiration to young women to promote the values of teamwork and cooperation; and

WHEREAS, Washington high schools foster outstanding achievements in girls' and women's sports, such as volleyball, soccer, tennis, softball, and basketball. These include state volleyball champions Seattle Academy, Fife, Everett, Skyline, Colfax, and LaCross/Washtucna; state soccer champions King's, Tumwater, Shadle Park, Lewis and Clark, and La Salle; state tennis champions Freeman, Meade, Davenport, Lynden, Kamiakin, and Central Kitsap; state softball champions Eastlake, Kennedy, Othello, Montesano, Toutle Lake, and Touchet; and state basketball champions Lewis & Clark, Auburn Riverside, River Ridge, Lynden Christian, La Salle, and Garfield-Palouse; and

WHEREAS, The number of funded research projects focusing on the specific needs of female athletes is limited and the information provided by the projects is imperative to the health and performance of future female athletes; and

WHEREAS, Washington colleges and universities have fostered outstanding achievements by women in sports; and

WHEREAS, Washington State was proud to have several female participants at the 2008 Olympic Games in Beijing, China; and

WHEREAS, Washington is honored to host the Seattle Storm, the only women's professional basketball team in the Northwest and the first major professional sports team in Seattle to bring home a championship in more than 25 years;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives honor Washington girls and women in sports on February 4, 2009, and encourage others to observe the day with appropriate ceremonies and activities; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to all of the aforementioned athletes and their respective institutions.

Representative Rolfes moved adoption of House Resolution No. 4613.

Representatives Rolfes and Roach spoke in favor of adoption of the resolution.

HOUSE RESOLUTION NO. 4613 was adopted.

INTRODUCTION AND FIRST READING

HB 1951 by Representatives Finn, Short, Takko, Walsh, Blake, Johnson, McCune, Pearson, Williams and Van De Wege

AN ACT Relating to creating a program for public-private partnerships for the operation and management of salmonid hatcheries now closed or scheduled for closure by the department of fish and wildlife during the 2009-2011 biennium; adding a new section to chapter 77.95 RCW; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

HB 1952 by Representatives Kenney, Ormsby, Blake, Flannigan, Maxwell, Pettigrew, Springer, Hudgins, Lias, Morrell, White, Conway, Hasegawa, Chase, Sullivan, Dickerson, Wood and Santos

AN ACT Relating to the building communities fund program competitive process; and amending RCW 43.63A.125.

Referred to Committee on Community & Economic Development & Trade.

HB 1953 by Representatives Conway, Bailey, Seaquist, Hurst, Van De Wege, Green, Simpson, Crouse, Orcutt, Ormsby, Williams and Hinkle

AN ACT Relating to allowing department of fish and wildlife enforcement officers to transfer service credit; and adding a new section to chapter 41.26 RCW.

Referred to Committee on Ways & Means.

HB 1954 by Representative Dickerson

AN ACT Relating to sealing juvenile records; and amending RCW 13.40.127.

Referred to Committee on Human Services.

HB 1955 by Representatives Haler, Hinkle, Crouse and Takko

AN ACT Relating to stabilizing renewable energy resources; amending RCW 19.280.030; and creating a new section.

Referred to Committee on Technology, Energy & Communications.

HB 1956 by Representatives Williams, Chase, Ormsby, Darneille, Van De Wege, Dickerson and Simpson

AN ACT Relating to the housing of homeless persons on property owned or controlled by a church; adding a new section to chapter 43.185C RCW; and creating a new section.

Referred to Committee on Local Government & Housing.

HB 1957 by Representatives Jacks, Warnick and Van De Wege

AN ACT Relating to qualified applicants and procedures within the Washington wildlife and recreation program; and amending RCW 79A.15.010, 79A.15.030, 79A.15.060, 79A.15.120, 79A.15.130, and 84.34.250.

Referred to Committee on Capital Budget.

HB 1958 by Representatives Cody, Campbell, Van De Wege, Dickerson and Wood

AN ACT Relating to establishing the office of the health care authority ombudsman; and adding a new section to chapter 48.02 RCW.

Referred to Committee on Health Care & Wellness.

HB 1959 by Representatives Simpson, Rodne, Williams and Armstrong

AN ACT Relating to land use and transportation planning for marine container ports; reenacting and amending RCW 47.06.140; adding a new section to chapter 36.70A RCW; and creating new sections.

Referred to Committee on Local Government & Housing.

HB 1960 by Representatives Sullivan, Simpson and Blake

AN ACT Relating to liability of countywide flood control zone districts; and amending RCW 86.12.037.

Referred to Committee on Judiciary.

HB 1961 by Representatives Roberts, Haler, Pettigrew, Kagi, Carlyle, Pedersen and Wood

AN ACT Relating to implementing the federal fostering connections to success and increasing adoptions act of 2008; amending RCW 74.13.031, 74.13.020, 74.13.031, and 13.34.234; adding a new section to chapter 13.34 RCW, creating a new section; providing an effective date; and providing an expiration date.

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

HB 1962 by Representative Miloscia

AN ACT Relating to quality management; and amending RCW 41.06.400.

Referred to Committee on State Government & Tribal Affairs.

HB 1963 by Representative Miloscia

AN ACT Relating to housing self-sufficiency income standards; amending RCW 36.22.179; adding new sections to chapter 43.185C RCW; and creating a new section.

Referred to Committee on Local Government & Housing.

HB 1964 by Representatives Kretz, DeBolt, Hinkle and Upthegrove

AN ACT Relating to motorcycle helmet use; and amending RCW 46.37.530 and 46.37.535.

Referred to Committee on Transportation.

HB 1965 by Representatives Hunt, Upthegrove, Dickerson and Simpson

AN ACT Relating to leave for service animal training; and adding a new chapter to Title 49 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 1966 by Representatives McCoy, Ormsby and Simpson

AN ACT Relating to adding wheelchair users to the types of individuals for whom drivers must take additional precautions; amending RCW 70.84.040; and providing an effective date.

Referred to Committee on Transportation.

HB 1967 by Representatives White, Campbell, Nelson, Simpson, Williams, Wallace, Dunshee, Dickerson, Hunt, Ormsby and Sullivan

AN ACT Relating to prohibiting expansions of urban growth areas into one hundred year floodplains; and amending RCW 36.70A.110.

Referred to Committee on Local Government & Housing.

HB 1968 by Representatives Williams, Campbell, Kirby, Dunshee, Upthegrove, Ormsby, Hunt, Dickerson, Simpson and Haigh

AN ACT Relating to prevention of animal cruelty; and amending RCW 16.52.011, 16.52.085, and 16.52.200.

Referred to Committee on Judiciary.

HB 1969 by Representatives Haigh, Appleton, Kagi, Seaquist, Hurst, O'Brien, Morrell, Green, Dickerson and Sullivan

AN ACT Relating to promoting predictable funding for school districts that provide residential education; and adding a new section to chapter 28A.190 RCW.

Referred to Committee on Education Appropriations.

HB 1970 by Representatives Blake, Chandler, Williams and Pearson

AN ACT Relating to marine transportation facilities for sand and gravel; amending RCW 78.44.031; adding new sections to chapter 78.44 RCW; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

HB 1971 by Representatives Hunter, Carlyle, Eddy, Priest, Maxwell, Ericks and Sullivan

AN ACT Relating to authorizing certain school districts and educational service districts to designate a district treasurer; amending RCW 28A.320.300, 28A.320.310, 28A.320.320, 28A.510.270, 28A.310.370, 28A.310.410, 28A.160.130, 28A.220.040, 28A.320.080, 28A.323.100, 28A.325.030, 28A.330.080, 28A.350.010, 28A.350.050, 28A.410.060, 28A.530.030, 28A.530.050, and 28A.535.060; adding a new section to chapter 28A.320 RCW; and adding a new section to chapter 28A.310 RCW.

Referred to Committee on Education.

HB 1972 by Representatives Dunshee, Blake and Williams

AN ACT Relating to accessing land for outdoor recreation; amending RCW 77.32.380 and 77.12.880; creating a new section; and repealing RCW 77.12.065.

Referred to Committee on Agriculture & Natural Resources.

HB 1973 by Representatives Nelson, Kagi, Simpson, Springer, Ormsby, Eddy, Sullivan and Dickerson

AN ACT Relating to affordable housing financing; adding a new section to chapter 82.14 RCW; and adding a new chapter to Title 43 RCW.

Referred to Committee on Local Government & Housing.

HB 1974 by Representative Santos

AN ACT Relating to restricting the ability of collection agencies to report public debt to consumer reporting agencies; and amending RCW 19.16.500.

Referred to Committee on Financial Institutions & Insurance.

HB 1975 by Representatives Santos and Williams

AN ACT Relating to the time limits of school impact fee expenditures; amending RCW 82.02.070; and adding a new section to chapter 82.02 RCW.

Referred to Committee on Local Government & Housing.

HB 1976 by Representative Santos

AN ACT Relating to redesigning the statewide student assessment system; amending RCW 28A.655.061, 28A.655.066, and 28A.655.0611; adding new sections to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Education.

HB 1977 by Representatives Santos, Sullivan and Rolfes

AN ACT Relating to a sales and use tax exemption for home heating fuel; adding a new section to chapter 82.08 RCW; and adding a new section to chapter 82.12 RCW.

Referred to Committee on Finance.

HB 1978 by Representatives Clibborn, Liias and White

AN ACT Relating to economic stimulus transportation funding and appropriations; creating new sections; making appropriations and authorizing capital improvements; and declaring an emergency.

Referred to Committee on Transportation.

HB 1979 by Representatives Takko and Blake

AN ACT Relating to current use valuation for crops under the property tax open space program; and amending RCW 84.34.020 and 84.34.108.

Referred to Committee on Finance.

HB 1980 by Representatives McCune, Shea, Crouse, Schmick, Cox, Roach, Hinkle and Kristiansen

AN ACT Relating to reaffirming and protecting the institution and benefits of marriage as a union between a man and a woman; amending RCW 26.04.020; adding a new section to chapter 26.04 RCW; creating new sections; repealing RCW 26.60.010, 26.60.020, 26.60.030, 26.60.040, 26.60.050, 26.60.060, 26.60.070, and 43.07.400; and declaring an emergency.

Referred to Committee on Judiciary.

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 30, 2009

HB 1114 Prime Sponsor, Representative Blake: Regarding youth hunting privileges. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Jacks, Vice Chair; Chandler, Ranking Minority Member; Smith, Assistant Ranking Minority Member; Liias; McCoy; Nelson; Ormsby; Pearson; Van De Wege and Warnick.

MINORITY recommendation: Do not pass. Signed by Representative Kretz.

Passed to Committee on Rules for second reading.

January 30, 2009

HB 1137 Prime Sponsor, Representative Finn: Protecting landowners' investments in Christmas trees. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: Do pass. Signed by Representatives Blake, Chair; Jacks, Vice Chair; Chandler, Ranking Minority Member; Smith, Assistant Ranking Minority Member; Kretz; Liias; McCoy; Nelson; Ormsby; Pearson; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 30, 2009

HB 1254 Prime Sponsor, Representative Schmick: Creating the Washington grain commission. Reported by Committee on Agriculture & Natural Resources

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Jacks, Vice Chair; Chandler, Ranking Minority Member; Smith, Assistant Ranking Minority Member; Kretz; Liias; McCoy; Nelson; Ormsby; Pearson; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

January 30, 2009

HB 1401 Prime Sponsor, Representative Cody: Concerning the standard health questionnaire. 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, Chair; Driscoll, Vice Chair; Erickson, Ranking Minority Member; Bailey; Campbell; Green; Herrera; Hinkle; Kelley; Moeller; Morrell and Pedersen.

Passed to Committee on Rules for second reading.

There being no objection, the bills listed on the day's committee reports 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 9:55 a.m., February 5, 2009, the 25th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk