

FIFTH DAY

House Chamber, Olympia, Friday, January 15, 2010

The House was called to order at 10:00 a.m. by the Speaker (Representative Morris 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 Lillian Hoffman and Caleb Johnson. The Speaker (Representative Morris presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Sandra Kreis, Retired Lutheran Pastor, Olympia.

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

RESOLUTION

HOUSE RESOLUTION NO. 4659, by Representatives Hudgins and Conway

WHEREAS, The inaugural season of the Seattle Sounders FC will be remembered as an historic triumph, not only on the pitch, but for bringing Major League Soccer to the Pacific Northwest and along with it, the loudest and most devoted and loyal fans in the country; and

WHEREAS, The Sounders FC became the first expansion team since 1998 to qualify for the playoffs, achieving the best record and most goals of any expansion team; and

WHEREAS, Our Seattle Sounders FC are the U.S. Open Cup champions of 2009; and

WHEREAS, Sounders FC fans have become a force in the MLS, with 22,000 season ticket holders and an annual game attendance averaging 30,943, setting the MLS record and ranking them amongst the top 50 clubs in the world; and

WHEREAS, The crowds grew even larger in the 2009 postseason, setting another MLS record for playoff attendance; and

WHEREAS, The Seattle Sounders FC's success on the pitch is rivaled only by their success in the community, with players, coaches, and staff volunteering nearly 1,000 hours of service and 80 community appearances during the season; and

WHEREAS, Their efforts set another Major League Soccer record by raising more than 23,000 dollars for the "Nothing But Nets" program, which provides antimosquito, malaria prevention nets to developing countries around the world; and

WHEREAS, No other professional sports team provides their supporters with a better and more democratic administration, allowing their fans a greater voice in the direction of their team;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives urges all citizens of the State of Washington to join in congratulating and recognizing the players, the owners, the staff, and the fans of the Seattle Sounders Football Club.

Representative Hudgins moved adoption of House Resolution No. 4659.

Representatives Hudgins and Anderson spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4659 was adopted.

SPEAKER'S PRIVILEGE

The Speaker (Representative Morris presiding) introduced Seattle Sounders Goalkeeper Kasey Keller and General Manager Adrian Hanauer as well as other Sounders staff in the gallery and asked the members to acknowledge them.

INTRODUCTION AND FIRST READING

HB 2841 by Representatives Hinkle, Cody and Kristiansen

Concerning the standard health questionnaire.

Referred to Committee on Health Care & Wellness.

HB 2842 by Representatives Parker and Kirby

AN ACT Relating to insurer receiverships; amending RCW 42.56.400; adding a new section to chapter 48.31 RCW; and adding a new section to chapter 48.99 RCW.

Referred to Committee on Financial Institutions & Insurance.

HB 2843 by Representatives Ormsby and Driscoll

AN ACT Relating to cities and towns annexed to fire protection districts; and amending RCW 52.02.020 and 52.04.061.

Referred to Committee on Local Government & Housing.

HB 2844 by Representatives Kenney, Haler, McCoy, Ericks and Nealey

AN ACT Relating to excise tax relief for nuclear fuel assemblies; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and providing an effective date.

Referred to Committee on Finance.

HB 2845 by Representative Alexander

AN ACT Relating to privatizing the sale of liquor; amending RCW 66.08.030, 66.08.070, 66.08.130, 66.08.140, 66.08.150, 66.24.010, 66.24.012, 66.24.015, 66.24.025, 66.24.120, 66.44.200, 66.44.318, 66.44.340, 66.04.010, 66.08.020, 66.08.026, 66.08.030, 66.08.050, 66.08.060, 66.08.167, 66.16.110, 66.12.110, 66.12.120, 66.12.140, 66.20.010, 66.20.160, 66.20.170, 66.20.180, 66.20.190, 66.20.200, 66.20.210, 66.24.145, 66.24.360, 66.24.371, 66.24.380, 66.24.395, 66.24.395, 66.24.540, 66.24.590, 66.28.060, 66.32.010, 66.44.150, and 66.44.160; reenacting and amending RCW 66.04.010; adding new sections to chapter 66.08 RCW; creating a new section; recodifying RCW 66.16.110; repealing RCW 66.08.070, 66.08.160, 66.08.165, 66.08.166, 66.08.220, 66.08.235,

66.16.010, 66.16.040, 66.16.041, 66.16.050, 66.16.060, 66.16.070, 66.16.090, 66.16.100, 66.16.120, and 66.28.180; and providing effective dates.

Referred to Committee on Commerce & Labor.

HB 2846 by Representative Alexander

AN ACT Relating to contract liquor stores; amending RCW 66.08.026, 66.08.150, 66.08.220, 66.24.440, 66.20.160, and 66.08.030; adding new sections to chapter 66.08 RCW; adding a new chapter to Title 66 RCW; and providing an expiration date.

Referred to Committee on Commerce & Labor.

HB 2847 by Representative Alexander

AN ACT Relating to the confiscation of funds for individuals convicted of a crime; and adding new sections to chapter 9.94A RCW.

Referred to Committee on Judiciary.

HB 2848 by Representative Alexander

AN ACT Relating to repealing RCW 36.32.210; and repealing RCW 36.32.210.

Referred to Committee on Local Government & Housing.

HB 2849 by Representative Haigh

AN ACT Relating to transferring the state school for the blind, the Washington state center for childhood deafness and hearing loss, and the associated boards of trustees to the office of the superintendent of public instruction; amending RCW 72.40.010, 72.40.015, 72.40.019, 72.40.020, 72.40.022, 72.40.024, 72.40.028, 72.40.031, 72.40.040, 72.40.050, 72.40.070, 72.40.210, 72.40.220, 72.40.250, 72.40.280, 72.41.010, 72.41.020, 72.41.040, 72.42.010, 72.42.021, and 72.42.041; adding new sections to chapter 28A.155 RCW; creating new sections; recodifying RCW 72.40.010, 72.40.015, 72.40.019, 72.40.0191, 72.40.020, 72.40.022, 72.40.024, 72.40.028, 72.40.031, 72.40.040, 72.40.050, 72.40.060, 72.40.070, 72.40.080, 72.40.090, 72.40.100, 72.40.110, 72.40.200, 72.40.210, 72.40.220, 72.40.230, 72.40.240, 72.40.250, 72.40.260, 72.40.270, 72.40.280, 72.41.010, 72.41.020, 72.41.025, 72.41.030, 72.41.040, 72.41.060, 72.41.070, 72.42.010, 72.42.021, 72.42.031, 72.42.041, 72.42.060, and 72.42.070; repealing RCW 72.40.120, 72.41.015, 72.42.015, and 72.42.016; and providing an effective date.

Referred to Committee on Education Appropriations.

HB 2850 by Representatives White, Hunter, Sullivan, Simpson, Dunshee, Nelson, Upthegrove, Carlyle, Springer, Eddy, Kenney, Cody, Kagi, Miloscia, Lias, Orwall and Roberts

AN ACT Relating to local conservation area financing; amending RCW 84.55.010 and 36.70A.080; adding a new section to chapter 82.32 RCW; and adding a new chapter to Title 39 RCW.

Referred to Committee on Local Government & Housing.

HB 2851 by Representatives White and Nelson

AN ACT Relating to restricting mailings by local officials; and adding a new section to chapter 42.23 RCW.

Referred to Committee on Local Government & Housing.

HB 2852 by Representatives Parker, Wallace and Schmick

AN ACT Relating to college-level online learning by high school students; and amending RCW 28A.250.010 and 28A.250.060.

Referred to Committee on Education.

HB 2853 by Representatives Rolfes, McCoy, Lias, Seaquist, Dunshee, Nelson and Upthegrove

AN ACT Relating to implementing energy conservation programs; amending RCW 35.92.360, 54.16.280, 36.94.460, 35.92.430, 36.01.250, and 80.28.260; adding a new section to chapter 35.92 RCW; and creating new sections.

Referred to Committee on Technology, Energy & Communications.

HB 2854 by Representatives Kenney, Maxwell, Sells, Probst, Hasegawa, Pettigrew, Conway, Ericks, Sullivan, Hunt, Nelson, Quall, Chase, Ormsby, Lias, Upthegrove, Goodman, Pedersen, Santos, Morrell, Hudgins, Orwall, Cody, Eddy and Dickerson

AN ACT Relating to making changes to the state higher education loan program; amending RCW 28B.97.010, 28B.97.020, and 43.79A.040; adding a new section to chapter 28B.97 RCW; creating a new section; and repealing RCW 28B.07.300, 28B.07.310, 28B.07.320, 28B.07.330, 28B.07.340, 28B.07.350, 28B.07.360, 28B.07.370, and 28B.07.380.

Referred to Committee on Higher Education.

HB 2855 by Representatives Lias, Clibborn, White, Simpson, Williams, Nelson, Sells, Carlyle, Eddy, Dickerson, Upthegrove, Pedersen, Hunt, Chase, Morris, Darneille, Kenney, Cody and Moeller

AN ACT Relating to providing financing options for the operations and capital needs of transit agencies; amending RCW 36.57.040, 35.92.060, 36.57A.090, 82.80.005, and 82.80.140; adding a new section to chapter 35.58 RCW; adding a new section to chapter 82.80 RCW; creating new sections; and providing expiration dates.

Referred to Committee on Transportation.

HB 2856 by Representative Miloscia

AN ACT Relating to the annual revision of performance measures pertaining to homeless housing programs; and amending RCW 43.185C.040.

Referred to Committee on Local Government & Housing.

HB 2857 by Representative Blake

AN ACT Relating to meeting renewable energy targets; and amending RCW 19.285.040.

Referred to Committee on Technology, Energy & Communications.

HB 2858 by Representatives Appleton, Anderson, Sells, White and Wallace

AN ACT Relating to purchasing authority of institutions of higher education with group purchasing organizations; and amending RCW 28B.10.029.

Referred to Committee on Higher Education.

HB 2859 by Representatives Haler and Anderson

AN ACT Relating to administration at institutions of higher education; amending RCW 28B.76.290, 43.41.400, 28B.20.130, 28B.30.150, 28B.35.120, and 28B.40.120; and adding a new section to chapter 28B.76 RCW.

Referred to Committee on Higher Education.

HB 2860 by Representatives Haler, Pearson, Klippert and Hurst

AN ACT Relating to intimidating a peace officer; reenacting and amending RCW 9.94A.515; adding a new section to chapter 9A.76 RCW; and prescribing penalties.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 2861 by Representatives Rodne and Pedersen

AN ACT Relating to state certified court reporters; and amending RCW 5.28.010.

Referred to Committee on Judiciary.

HB 2862 by Representatives Van De Wege, Conway, Ericks and Simpson

AN ACT Relating to membership in the public employees' retirement system; reenacting and amending RCW 41.40.023; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 2863 by Representatives Blake, Chandler, Liias, Van De Wege and Jacks

AN ACT Relating to transferring emergency food assistance programs to the department of agriculture; amending RCW 43.330.130; adding a new section to chapter 43.23 RCW; and creating new sections.

Referred to Committee on General Government Appropriations.

HB 2864 by Representative Appleton

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 2865 by Representatives Roberts, Dickerson, Walsh, O'Brien, White, Seaquist and Green

AN ACT Relating to offenders with developmental disabilities or traumatic brain injuries; amending RCW 2.28.180 and 74.09.555; and adding a new section to chapter 70.48 RCW.

Referred to Committee on Human Services.

HB 2866 by Representative Blake

AN ACT Relating to enforcement authority over natural resource infractions; and adding a new section to chapter 7.84 RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 2867 by Representative Kagi

AN ACT Relating to early learning; amending RCW 43.215.005, 43.215.020, 43.215.090, 28A.215.010, and 43.215.410; adding new sections to chapter 43.215 RCW; and creating a new section.

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

HB 2868 by Representatives Campbell and Dunshee

AN ACT Relating to school district bidding procedures for purchases and public works projects; and amending RCW 28A.335.190.

Referred to Committee on State Government & Tribal Affairs.

HB 2869 by Representative McCoy

AN ACT Relating to incentives for hydrokinetic energy; and amending RCW 82.16.110 and 82.16.120.

Referred to Committee on Technology, Energy & Communications.

HB 2870 by Representative Bailey

AN ACT Relating to maintenance inspections of on-site sewage systems; and adding a new section to chapter 70.05 RCW.

Referred to Committee on Environmental Health.

HB 2871 by Representatives Bailey, Anderson, Crouse and Alexander

AN ACT Relating to the method of funding benefit increases for state retirement plans that are less than fully funded; and amending RCW 41.45.070.

Referred to Committee on Ways & Means.

HB 2872 by Representatives Alexander, Seaquist, Bailey, Ericks, Dammeier and Schmick

AN ACT Relating to establishing a period of public and legislative review of appropriations legislation; adding new sections to chapter 44.04 RCW; and creating a new section.

Referred to Committee on Ways & Means.

HB 2873 by Representative Conway

AN ACT Relating to permitting local governments to limit house-banked social card games within their jurisdictions; amending RCW 9.46.295; adding new sections to chapter 9.46 RCW; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 2874 by Representative Simpson

AN ACT Relating to the formation, operation, and governance of regional fire protection service authorities; and amending RCW 52.26.020, 52.26.040, and 52.26.080.

Referred to Committee on Local Government & Housing.

HB 2875 by Representatives Ericksen, Cody, Condotta, Hinkle, Herrera, Driscoll, Parker, Bailey, Green, Morrell and Kelley

AN ACT Relating to health savings accounts; amending RCW 41.05.065; and declaring an emergency.

Referred to Committee on Health Care & Wellness.

HB 2876 by Representative Moeller

AN ACT Relating to pain management; adding new sections to chapter 18.130 RCW; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 2877 by Representative Moeller

AN ACT Relating to authorizing payment of regulated company stock in lieu of a portion of salary for educational employees; and amending RCW 28A.400.250.

Referred to Committee on Ways & Means.

HB 2878 by Representative Moeller

AN ACT Relating to collecting fees to accommodate electronic filing and disclosure of campaign and lobbying reports, and personal financial affairs statements; amending RCW 42.17.369 and 42.17.3691; and adding new sections to chapter 42.17 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 2879 by Representatives Ericksen, Ross, Rodne, Johnson, Klippert, Haler, Bailey, Roach, Nealey, Warnick, Angel, Short and Schmick

AN ACT Relating to creating real reform in industrial insurance through privatization and competition; creating new sections; and providing an expiration date.

Referred to Committee on Commerce & Labor.

HB 2880 by Representative Kristiansen

AN ACT Relating to funding for the state building code council; and amending RCW 19.27.085.

Referred to Committee on General Government Appropriations.

HB 2881 by Representative Finn

AN ACT Relating to maximizing the value from the sale of surplus salmon from state hatcheries; amending RCW 77.12.451, 77.95.090, and 77.04.160; adding a new section to chapter 77.95 RCW; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

HB 2882 by Representatives Klippert, Green, Dammeier and Dickerson

AN ACT Relating to detaining persons with mental disorders; and amending RCW 70.96B.045, 71.05.050, and 71.05.153.

Referred to Committee on Human Services.

HB 2883 by Representatives Klippert, O'Brien, Pearson, Haler and Hurst

AN ACT Relating to establishing a registration fee for sex offenders; and amending RCW 9A.44.130.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 2884 by Representatives Quall and Morris

AN ACT Relating to limited expansions of urban growth areas into one hundred year floodplains in areas adjacent to a freeway interchange or interstate in counties wholly or partially bordering salt waters with more than one hundred thousand but fewer than one hundred fifty thousand residents; and reenacting and amending RCW 36.70A.110.

Referred to Committee on Local Government & Housing.

HB 2885 by Representatives Crouse, Shea, Haler, Condotta, Bailey, McCune, Haigh, Kretz, Short, Kristiansen, Hinkle, Ericksen, Ross, Roach, Taylor and Priest

AN ACT Relating to providing flexibility for school districts; amending RCW 28A.185.030, 28A.210.360, 28A.210.370, 28A.210.380, 28A.215.010, 28A.230.095, 28A.320.125, 28A.320.128, 36.89.080, 28A.220.010, 28A.220.020, 28A.220.030, 28A.220.040, 46.20.055, 46.20.070, 46.20.100, and 46.82.300; and repealing RCW 28A.210.255, 28A.210.365, 28A.220.050, 28A.220.060, 28A.220.070, 28A.220.080, 28A.220.085, 28A.230.040, and 28A.230.150.

Referred to Committee on Education.

HB 2886 by Representatives Angel and Simpson

AN ACT Relating to the adoption of rules by the building code council regarding carbon monoxide alarm installation; and amending RCW 19.27.530.

Referred to Committee on Local Government & Housing.

HB 2887 by Representative Hurst

AN ACT Relating to criminal defendants who are guilty and mentally ill; amending RCW 10.77.040 and 9.94A.501; and adding a new section to chapter 10.77 RCW.

Referred to Committee on Judiciary.

HB 2888 by Representatives Herrera, Cody and Orcutt

AN ACT Relating to requiring continuing education for pharmacy technicians; and amending RCW 18.64A.020.

Referred to Committee on Health Care & Wellness.

HJM 4024 by Representative Angel

Concerning a memorial petitioning for the elimination of the term "mentally retarded" in federal law.

Referred to Committee on Human Services.

There being no objection, the bills and memorial 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 12, 2010

HB 2483 Prime Sponsor, Representative Hurst: Concerning overseas and service voters. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Armstrong, Ranking Minority Member; Alexander; Hurst; Miloscia and Taylor.

There being no objection, HOUSE BILL NO. 2483 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., January 18, 2010, the 8th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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| 2483 | Committee Report | 5 |
| | Other Action | 5 |
| 2841 | Introduction & 1 st Reading | 1 |
| 2842 | Introduction & 1 st Reading | 1 |
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| 2845 | Introduction & 1 st Reading | 1 |
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| Adopted | 1 |
| SPEAKER OF THE HOUSE (Representative Morris presiding) | |
| Speaker's Privilege Seattle Sounders | 1 |