

THIRTY THIRD DAY

House Chamber, Olympia, Friday, February 11, 2011

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 Sydney Webster and Andrew Matheison. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Doug Knutson-Keller, Gloria-Dei Lutheran Church of Olympia, Washington.

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

RESOLUTION

HOUSE RESOLUTION NO. 2011-4619, by Representatives Maxwell, Pettigrew, Santos, Clibborn, Hasegawa, Sullivan, Hargrove, Hudgins, Liias, Ryu, Fitzgibbon, Orwall, Kenney, Finn, and Hunter

WHEREAS, In 1911 Renton High School was established in Renton, Washington--the first of three comprehensive high schools now serving the community; and

WHEREAS, Because of its historic nature and location at the core of the city's downtown, Renton High School is known as the flagship high school of the Renton School District; and

WHEREAS, Renton High School benefits from the passion and pride of a broad base of citizens, community officials, alumni, and friends who, in partnership with the State of Washington, provide continuously strong support for staff, facilities, services, and activities that help fulfill the school district's mission to "provide a safe and respectful learning environment for all students to realize academic, social, and personal achievement..."; and

WHEREAS, Renton High School is one of the most diverse high schools in Washington, a characteristic that enriches the experience of students through learning the importance of tolerance, awareness, respect, and knowledge of varied cultures and backgrounds; and

WHEREAS, A rich tradition of success exists for Renton High School Indians' extracurricular and cocurricular activities, including award-winning programs for volleyball, basketball, journalism, debate, the arts, and more; and

WHEREAS, Together with Hazen and Lindbergh High Schools, under the leadership and guidance of the Renton School District, Renton High School is deeply engaged in equipping the area's young adults with a lifelong thirst for learning, a deep sense of civic pride and responsibility, and the persistence and drive required for career success; and

WHEREAS, This year of 2011 marks a spectacular milestone with the graduation of Renton High School's 100th senior class;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives honor this historic achievement and along with it the students, teachers, staff, administrators, families, area citizens, community leaders, and other friends, past and present, who have supported the education of several generations of Washingtonians, making this state all the more vibrant for their contributions; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the principal of Renton High School and the superintendent of the Renton School District.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4619.

HOUSE RESOLUTION NO. 4619 was adopted.

HOUSE RESOLUTION NO. 2011-4621, by Representative Parker

WHEREAS, The Washington State House of Representatives recognizes and thanks the Spokane community for responding to an act of domestic terrorism; and

WHEREAS, This act was attempted along the planned route of the Martin Luther King, Jr. parade in downtown Spokane on January 17th; and

WHEREAS, The Spokane community responded diligently to the threat prior to the Martin Luther King, Jr. parade; and

WHEREAS, The House recognizes the heroism of the three Spokane Public Utilities District employees who spotted the suspicious backpack, investigated, and reported the threat to the proper authorities; and

WHEREAS, The House recognizes the two detectives who quickly rerouted the parade in order for the celebration to continue; and

WHEREAS, The House recognizes the Spokane community consisting of city workers, city officials, the Spokane Police Department, and local FBI, who collectively responded to the bomb threat; and

WHEREAS, The House is grateful for the Spokane community's passion, commitment, and love for its fellow citizens; and

WHEREAS, The most evident expressions of perseverance were the punctual responses, grateful cooperation, and continued dedication and commitment to find the perpetrator(s) of this act; and

WHEREAS, The Spokane community continues to improve its quality of life by providing service and protection for its citizens and visitors, presenting the opportunity for bonding with family and friends, and promoting people to enjoy Spokane's beautiful activities and resources;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives honors, thanks, and celebrates the Spokane community and those who make it a great, safe place to live.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4621.

HOUSE RESOLUTION NO. 4621 was adopted.

HOUSE RESOLUTION NO. 2011-4622, by Representatives Santos, Hasegawa, and Ryu

WHEREAS, Immigrants from China first came to America in the 1860s with a true American spirit of hope for a better life and access to opportunities for their children; and

WHEREAS, Chinese Americans played a vital role in the history and development of Washington state and our country; and

WHEREAS, Chinese Americans helped build Washington railroads, mining and fishing industries, transportation networks, retail commerce, technology centers, educational and artistic institutions, and the government itself; and

WHEREAS, The number of people of Chinese descent in Washington grew from 234 in 1870 to more than 3,000 a decade later, and today there are more than 60,000 Chinese Americans statewide; and

WHEREAS, The state and territorial legislatures across the country, including Washington, enacted discriminatory laws targeting Chinese immigrants in order to discourage further immigration from China and sought to severely limit the success of the Chinese laborers already here; and

WHEREAS, In 1853, the Washington Territorial Legislature passed a law that denied anyone of Chinese descent the right to vote and, in 1864, the Territorial Legislature passed a "police tax" on all Chinese immigrants over the age of eighteen; and

WHEREAS, In 1882, the United States Congress passed the Chinese Exclusion Act, which banned Chinese emigrants from entering America and called for the deportation of any who arrived after 1880; and

WHEREAS, Chinese immigrants were denied the opportunity to own land in Washington when the Washington Territorial Legislature passed the Alien Land Law in 1886, barring ownership of land by anyone "incapable of becoming citizens"; and

WHEREAS, Despite widespread discrimination, then-Sheriff William Billings and a large force of citizens stood with courage to uphold order and protect Chinese citizens from a mob of nearly 100 men in Olympia in 1886; and

WHEREAS, In 1943, President Franklin D. Roosevelt signed the Magnuson Act, sponsored by Washington Senator Warren Magnuson, to repeal the Chinese exclusion laws; and

WHEREAS, In the 1950s and 1960s, more Chinese Americans entered fields traditionally closed to them, such as medicine, engineering, corporate business, and even politics; and

WHEREAS, Chinese American Wing Luke (1925-1965) was elected to the Seattle City Council in 1962, becoming the first Chinese American on the United States mainland to hold such a post; and

WHEREAS, In 1974, Chinese American Ruby Chow (1920-2008) became the first Asian American elected to the King County Council, which was an extension of her role as an influential female leader in Seattle's Chinese community; and

WHEREAS, Today, Washingtonians of Chinese descent continue to occupy leading roles in politics, business, and academia, including Gary Locke, the first Chinese American Governor in the United States and currently the United States Secretary of Commerce;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives honor Chinese Americans for their vast and irreplaceable contributions to Washington.

The Speaker (Representative Moeller presiding) stated the question before the House to be adoption of House Resolution No. 4622.

HOUSE RESOLUTION NO. 4622 was adopted.

The Speaker assumed the chair.

MESSAGES FROM THE SENATE

February 11, 2011

MR. SPEAKER:

The Senate has passed ENGROSSED HOUSE BILL 1091 and the same is herewith transmitted.

Thomas Hoemann, Secretary

February 11, 2011

MR. SPEAKER:

The President has signed:

SENATE BILL 5135

SENATE CONCURRENT RESOLUTION 8400

and the same are herewith transmitted.

Thomas Hoemann, Secretary

INTRODUCTIONS AND FIRST READING

HB 1935 by Representatives Wilcox, Angel and McCune

AN ACT Relating to the establishment of board of health rules on fluoridation levels where fluoridation is practiced by public drinking water systems; and amending RCW 43.20.050.

Referred to Committee on Health Care & Wellness.

HB 1936 by Representatives Lytton, Buys, Morris and Overstreet

AN ACT Relating to amending the existing nonresident retail sales tax exemption; amending RCW 82.08.0273; providing an effective date; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 1937 by Representatives Ryu, Kenney, Moscoso and Ladenburg

AN ACT Relating to authorizing local improvement district funding to benefit innovation partnership zones for the purposes of economic development; and amending RCW 35.43.040.

Referred to Committee on Community Development & Housing.

HB 1938 by Representatives Reykdal, DeBolt, Hunt, Alexander, Finn and Haigh

AN ACT Relating to the management of Capitol lake; and amending RCW 79.24.650, 79.24.700, 79.24.710, and 79.24.720.

Referred to Committee on State Government & Tribal Affairs.

HB 1939 by Representative Appleton

AN ACT Relating to defining federally recognized tribes as agencies for purposes of agency-affiliated counselors; and amending RCW 18.19.020.

Referred to Committee on State Government & Tribal Affairs.

HB 1940 by Representative Kelley

AN ACT Relating to modifying the definition of escrow to include collection of payments and the performance of related services; and reenacting and amending RCW 18.44.011.

Referred to Committee on Business & Financial Services.

HB 1941 by Representatives Sells and McCoy

AN ACT Relating to towing vehicles; amending RCW 46.44.036; adding a new section to chapter 46.44 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 1942 by Representatives Billig, Lias, Takko, Moscoso, Probst, Finn, Rolfes, Hasegawa, Ormsby and Frockt

AN ACT Relating to the disposable income calculation for property tax relief programs for low-income, disabled, and retired persons; amending RCW 84.36.383; and creating a new section.

Referred to Committee on Ways & Means.

HB 1943 by Representatives Smith and Clibborn

AN ACT Relating to exempting certain manufacturing research and development activities from business and occupation taxation; adding a new section to chapter 82.04 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Community Development & Housing.

HB 1944 by Representatives Haler and Pettigrew

AN ACT Relating to the taxation and permitting of vessels in Washington; amending RCW 82.08.0266, 82.08.02665, 88.02.570, 88.02.640, and 82.49.020; adding a new section to chapter 82.08 RCW; adding new sections to chapter 82.12 RCW; adding new sections to chapter 82.14 RCW; adding a new section to chapter 88.02 RCW; creating a new section; and providing an effective date.

Referred to Committee on Ways & Means.

HB 1945 by Representatives McCune, Harris and Ahern

AN ACT Relating to the constitutional free speech rights of judges and judicial candidates; and creating a new section.

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

February 7, 2011
HB 1089 Prime Sponsor, Representative McCoy: Regarding instructional materials provided in a specialized format. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Carlyle, Vice Chair; Haler, Ranking Minority Member; Parker, Assistant Ranking Minority Member; Buys; Crouse; Fagan; Hasegawa; Jacks; Probst; Reykdal; Sells; Springer; Warnick and Zeiger.

Passed to Committee on Rules for second reading.

February 8, 2011
HB 1105 Prime Sponsor, Representative Kagi: Addressing child fatality review in child welfare cases. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Roberts, Vice Chair; Walsh, Ranking Minority Member; Hope, Assistant Ranking Minority Member; Dickerson; Goodman; Johnson and Orwall.

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

Passed to Committee on Rules for second reading.

February 8, 2011
HB 1186 Prime Sponsor, Representative Rolfes: Concerning requirements under the state's oil spill program. Reported by Committee on Environment

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Upthegrove, Chair; Rolfes, Vice Chair; Fitzgibbon; Jacks; Jenkins; Moscoso; Takko and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Short, Ranking Minority Member; Harris, Assistant Ranking Minority Member; Crouse and Taylor.

Referred to Committee on General Government Appropriations & Oversight.

February 9, 2011
HB 1234 Prime Sponsor, Representative Moscoso: Addressing law enforcement crime prevention efforts regarding security alarm systems and crime watch programs for residential and commercial locations. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: Do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Taylor, Ranking Minority Member; Overstreet, Assistant Ranking Minority Member; Alexander; Condotta; Darneille; Dunshee; Hurst; McCoy and Miloscia.

Passed to Committee on Rules for second reading.

February 8, 2011
HB 1289 Prime Sponsor, Representative Dickerson: Making changes to juvenile court jurisdiction over offenders. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chair; Roberts, Vice Chair; Dickerson; Goodman and Orwall.

MINORITY recommendation: Do not pass. Signed by Representatives Walsh, Ranking Minority Member; Hope, Assistant Ranking Minority Member; Johnson and Overstreet.

Referred to Committee on General Government Appropriations & Oversight.

February 7, 2011

HB 1308 Prime Sponsor, Representative Kenney: Increasing the flexibility for industrial development district levies for public port districts. Reported by Committee on Community Development & Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kenney, Chair; Finn, Vice Chair; Maxwell; Ryu; Santos and Walsh.

MINORITY recommendation: Without recommendation. Signed by Representatives Orcutt, Assistant Ranking Minority Member and Ahern.

Referred to Committee on Ways & Means.

February 8, 2011

HB 1314 Prime Sponsor, Representative Jacks: Clarifying the authority of port districts to deliver water through a public water system. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Tharinger, Vice Chair; Angel, Ranking Minority Member; Asay, Assistant Ranking Minority Member; Fitzgibbon; Rodne; Smith; Springer and Upthegrove.

Passed to Committee on Rules for second reading.

February 8, 2011

HB 1364 Prime Sponsor, Representative Pettigrew: Providing for child care center subsidy increases. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass as amended. Signed by Representatives Kagi, Chair; Roberts, Vice Chair; Walsh, Ranking Minority Member; Hope, Assistant Ranking Minority Member; Dickerson; Goodman; Johnson and Orwall.

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

Referred to Committee on Education Appropriations & Oversight.

February 8, 2011

HB 1422 Prime Sponsor, Representative Stanford: Authorizing a forest biomass to aviation fuel demonstration project. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives McCoy, Chair; Jacks, Vice Chair; Crouse, Ranking Minority Member; Short, Assistant Ranking Minority Member; Anderson; Billig; Carlyle; Dahlquist; Eddy; Frockt; Haler; Harris; Hasegawa; Kelley; Liias; McCune and Morris.

Passed to Committee on Rules for second reading.

February 7, 2011

HB 1425 Prime Sponsor, Representative Haler: Concerning the higher education coordinating board's responsibilities with regard to health sciences and services authorities. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Carlyle, Vice Chair; Haler, Ranking Minority Member; Parker, Assistant Ranking Minority Member; Buys; Crouse; Fagan; Hasegawa; Jacks; Probst; Reykdal; Sells; Springer; Warnick and Zeiger.

Passed to Committee on Rules for second reading.

February 8, 2011

HB 1453 Prime Sponsor, Representative Rolfes: Regarding commercial shellfish enforcement. 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; Stanford, Vice Chair; Chandler, Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Dunshee; Hinkle; Kretz; Lytton; Orcutt; Pettigrew; Rolfes and Van De Wege.

Passed to Committee on Rules for second reading.

February 8, 2011

HB 1491 Prime Sponsor, Representative Goodman: Regarding membership of the early learning advisory council. Reported by Committee on Early Learning & Human Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chair; Roberts, Vice Chair; Walsh, Ranking Minority Member; Hope, Assistant Ranking Minority Member; Dickerson; Goodman; Johnson and Orwall.

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

Passed to Committee on Rules for second reading.

February 7, 2011

HB 1522 Prime Sponsor, Representative Kenney: Regarding academic credit for prior learning. Reported by Committee on Higher Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Seaquist, Chair; Carlyle, Vice Chair; Hasegawa; Jacks; Probst; Reykdal; Sells and Springer.

MINORITY recommendation: Do not pass. Signed by Representatives Halder, Ranking Minority Member; Parker, Assistant Ranking Minority Member; Buys; Crouse; Fagan; Warnick and Zeiger.

Referred to Committee on Education Appropriations & Oversight.

February 8, 2011

HB 1572 Prime Sponsor, Representative Pettigrew: Authorizing public utility districts to request voluntary contributions to assist low-income customers with payment of water and sewer bills. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Tharinger, Vice Chair; Angel, Ranking Minority Member; Asay, Assistant Ranking Minority Member; Fitzgibbon; Rodne; Smith; Springer and Upthegrove.

Passed to Committee on Rules for second reading.

February 8, 2011

HB 1618 Prime Sponsor, Representative Sells: Addressing public utility districts and deferred compensation and supplemental savings plans. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Takko, Chair; Tharinger, Vice Chair; Angel, Ranking Minority Member; Asay, Assistant Ranking Minority Member; Fitzgibbon; Rodne; Smith; Springer and Upthegrove.

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 eighth order of business.

There being no objection, the Committee on Public Safety & Emergency Preparedness was relieved of HOUSE BILL NO. 1805, and the bill was referred to the Committee on Business & Financial Services.

There being no objection, the Committee on Rules was relieved of the following bills and the bills were placed on the second reading suspension calendar:

HOUSE BILL NO. 1015
 HOUSE BILL NO. 1019
 HOUSE BILL NO. 1176
 HOUSE BILL NO. 1182
 HOUSE BILL NO. 1190
 HOUSE BILL NO. 1221
 HOUSE BILL NO. 1229
 HOUSE BILL NO. 1293
 HOUSE BILL NO. 1304
 HOUSE BILL NO. 1306
 HOUSE BILL NO. 1358
 HOUSE BILL NO. 1424
 HOUSE BILL NO. 1454
 HOUSE BILL NO. 1486
 HOUSE BILL NO. 1488
 HOUSE BILL NO. 1571
 HOUSE JOINT MEMORIAL NO. 4004

SIGNED BY THE SPEAKER

The Speaker signed the following:

ENGROSSED HOUSE BILL NO. 1091
 SENATE CONCURRENT RESOLUTION NO. 8400
 SENATE BILL NO. 5135

There being no objection, HOUSE BILL NO. 1050 was removed from the second reading suspension calendar and 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 14, 2011, the 36th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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 Speaker Signed 5
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