

TWENTY SECOND DAY

NOON SESSION

Senate Chamber, Olympia, Monday, February 3, 2014

The Senate was called to order at 12:00 noon by the President Pro Tempore, Senator Sheldon presiding. No roll call was taken.

MOTION

On motion of Senator Fain, the reading of the Journal of the previous day was dispensed with and it was approved.

MOTION

There being no objection, the Senate advanced to the first order of business.

REPORTS OF STANDING COMMITTEES

January 30, 2014

SB 5973 Prime Sponsor, Senator Rolfes: Creating the community forest trust account. Reported by Committee on Ways & Means

MAJORITY recommendation: That Second Substitute Senate Bill No. 5973 be substituted therefor, and the second substitute bill do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Baumgartner, Vice Chair; Bailey; Becker; Billig; Braun; Conway; Dammeier; Fraser; Frockt; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Kohl-Welles; Parlette; Rivers and Schoesler.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Padden.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6039 Prime Sponsor, Senator Pearson: Ensuring hunter safety. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 6039 be substituted therefor, and the substitute bill do pass. Signed by Senators Pearson, Chair; Dansel; Hargrove; Hewitt; Kline and Parlette.

Passed to Committee on Ways & Means.

January 30, 2014

SB 6054 Prime Sponsor, Senator Honeyford: Regarding aeronautic safety. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6054 be substituted therefor, and the substitute bill do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Angel; Brown; Cleveland; Dansel; Ericksen; Fain, Budget Leadership Cabinet; Liias; Mullet; O'Ban and Rolfes.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6109 Prime Sponsor, Senator Hobbs: Concerning the processing of certain motor vehicle-related violations applicable to rental cars. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Angel; Brown; Cleveland; Dansel; Ericksen; Fain, Budget Leadership Cabinet; Liias; Mullet; O'Ban and Rolfes.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6150 Prime Sponsor, Senator Bailey: Concerning Medal of Honor special license plates. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6150 be substituted therefor, and the substitute bill do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Angel; Brown; Cleveland; Dansel; Ericksen; Fain, Budget Leadership Cabinet; Liias; Mullet; O'Ban and Rolfes.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6151 Prime Sponsor, Senator Hill: Concerning the creation of cultural access authorities. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Bailey; Billig; Braun; Conway; Fraser; Frockt; Hargrove, Ranking Member; Hatfield and Kohl-Welles.

MINORITY recommendation: Do not pass. Signed by Senator Padden.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Becker; Dammeier; Parlette; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6274 Prime Sponsor, Senator Hill: Providing oversight of state agency tortious conduct through legislative hearings. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 6274 be substituted therefor, and the substitute bill do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Baumgartner, Vice Chair; Bailey; Becker; Billig; Braun; Conway; Dammeier; Fraser; Frockt; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Kohl-Welles; Padden; Parlette; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6280 Prime Sponsor, Senator King: Concerning department of transportation numbers for commercial motor vehicles. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6280 be substituted therefor, and the substitute bill do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Angel; Brown; Cleveland; Dansel; Ericksen; Fain, Budget Leadership Cabinet; Liias; Mullet; O'Ban and Rolfes.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6281 Prime Sponsor, Senator Roach: Ensuring an effective hunter education program. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: That Substitute Senate Bill No. 6281 be substituted therefor, and the substitute bill do pass. Signed by Senators Pearson, Chair; Dansel; Hargrove; Hewitt; Kline; Liias, Ranking Member and Parlette.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6296 Prime Sponsor, Senator Mullet: Requiring an electric motorcycle registration renewal fee. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6296 be substituted therefor, and the substitute bill do pass. Signed by Senators Eide, Co-Chair; King, Co-Chair; Angel; Brown; Cleveland; Ericksen; Fain, Budget Leadership Cabinet; Liias; Mullet; O'Ban and Rolfes.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6321 Prime Sponsor, Senator Bailey: Removing the statutory provision that allows members of plan 3 of the public employees' retirement system, school employees' retirement system, and teachers' retirement system to select a new contribution rate option each year. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Baumgartner, Vice Chair; Bailey; Becker; Billig; Braun; Conway; Dammeier; Fraser; Frockt; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Kohl-Welles; Padden; Parlette; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6333 Prime Sponsor, Senator Schoesler: Concerning tax statute clarifications, simplifications, and technical corrections. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 6333 be substituted therefor, and the substitute bill do pass. Signed by Senators Hill, Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Baumgartner, Vice Chair; Bailey; Becker; Billig; Braun; Conway; Dammeier; Fraser; Frockt; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Kohl-Welles; Padden; Parlette; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6340 Prime Sponsor, Senator Hill: Aligning student transportation formulas with 2013 session laws. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Baumgartner, Vice Chair; Bailey; Becker; Billig; Braun; Conway; Dammeier; Fraser; Frockt; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Kohl-Welles; Padden; Parlette; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

January 30, 2014

SB 6352 Prime Sponsor, Senator Fain: Providing an exemption for certain lodging services from the convention and trade center tax. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Keiser, Assistant Ranking Member on the Capital Budget; Ranker, Assistant Ranking Member on the Operating Budget; Baumgartner, Vice Chair; Bailey; Billig; Braun; Conway; Fraser; Hargrove, Ranking Member; Hatfield; Hewitt; Kohl-Welles; Padden; Parlette; Schoesler and Tom.

MINORITY recommendation: Do not pass. Signed by Senator Becker.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Dammeier and Hasegawa.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

January 30, 2014

SGA 9204 BRIAN BONLENDER, appointed on February 1, 2013, for the term ending at the governor's pleasure, as Director of the Department of Commerce. Reported by Committee on Trade & Economic Development

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Chase, Ranking Member; Liias and Pedersen.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Braun, Chair; Angel, Vice Chair; Baumgartner and Holmquist Newbry.

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Passed to Committee on Rules for second reading.

January 31, 2014

SGA 9244 CYNTHIA L BENNETT, appointed on July 2, 2013, for the term ending July 1, 2018, as Member of the State School for the Blind Board of Trustees. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

January 31, 2014

SGA 9296 NANCY L MCDANIEL, appointed on October 11, 2013, for the term ending July 1, 2018, as Member of the State School for the Blind Board of Trustees. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Fain, all measures listed on the Standing Committee report were referred to the committees as designated.

MOTION

On motion of Senator Fain, the Senate advanced to the third order of business.

MESSAGE FROM SECRETARY OF STATE

CERTIFICATION OF INITIATIVE TO THE LEGISLATURE NO 591

Pursuant to Article II, Section 1 of the Washington State Constitution, RCW 29A.72.230, and WAC 434.379.010, the Office of the Secretary of State has caused the signatures submitted in support of initiative to the Legislature No. 591 to be examined in the flowing manner:

1. It was determined that 349,860 signatures were submitted by the sponsors of the initiative. A random sample of 10,669 signatures was taken from those submitted;
2. Each sampled signature was examined to determine if the signer was a registered voter of the state, if the signature was reasonably similar to the one appearing on the record of that voter, and if the same signature appeared more than once in the sample. We found 9,286 valid signatures, 1,365 signatures that were invalid and 18 pairs of duplicated signatures in the sample;

3. We calculated an allowance for the chance error of sampling (55) by multiplying the square root of the number of invalid signatures by 1.5;
4. We estimated the upper limit of the number of signatures on the initiative petition which were invalid (46,579) by dividing the sum of the number of invalid signatures in the sample and allowance for the chance of error of sampling by the sampling ratio;
5. We determined the maximum allowable number of pairs of signatures on the petition (56,909) by subtracting the sum of the number of signatures required by Article II, Section 1 of the Washington State Constitution (246,372) and the estimate of the upper limit of the number if invalid signatures on the petition from the number of signatures submitted;
6. We determined the expected number of pairs of signatures in the sample (53) by multiplying the square of the sampling ratio by the maximum allowable number of pairs of signatures on the initiative petition;
7. We determined the acceptable number of pairs of signatures in the sample (41) by subtracting 1.65 times the square root of the expected number of pairs of signatures in the sample from the expected number of pairs of signatures in the sample; and
8. The number of pairs of signatures in the sample is less than the acceptable number of pairs of signatures in the sample.

Therefore, I hereby declare initiative to the Legislature No. 591 to contain sufficient signatures.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington this 30th day of January, 2014.

KIM WYMAN,
Secretary of State

Seal

MOTION

On motion of Senator Fain, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

January 31, 2014

MR. PRESIDENT:

The House has passed:

- SUBSTITUTE HOUSE BILL NO. 1107,
- HOUSE BILL NO. 1145,
- SUBSTITUTE HOUSE BILL NO. 1858,
- HOUSE BILL NO. 1859,
- SECOND SUBSTITUTE HOUSE BILL NO. 1909,
- HOUSE BILL NO. 2115,

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

On motion of Senator Fain, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

SB 6525 by Senator Braun

AN ACT Relating to exempting from the prevailing wage laws work performed or funded by nonprofit organizations; and amending RCW 39.12.020.

Referred to Committee on Commerce & Labor.

SB 6526 by Senator Braun

AN ACT Relating to aligning workers' compensation disability awards with federal retirement standards, increasing permanent partial disability awards, and decreasing workers' compensation rates; amending RCW 51.32.060, 51.32.067, 51.32.080, 51.16.035, and 51.32.040; and creating a new section.

Referred to Committee on Commerce & Labor.

SB 6527 by Senator Ranker

AN ACT Relating to providing life alert services; adding a new section to chapter 70.54 RCW; and prescribing penalties.

Referred to Committee on Health Care.

SB 6528 by Senators Angel and Rolfes

AN ACT Relating to survey reporting by the transportation commission; and amending RCW 47.60.286.

Referred to Committee on Transportation.

SB 6529 by Senators McCoy, Kohl-Welles and McAuliffe

AN ACT Relating to implementing strategies to close the educational opportunity gap, based on the recommendations of the educational opportunity gap oversight and accountability committee; amending RCW 28A.600.015, 28A.600.020, 28A.600.460, 43.41.400, 28A.405.106, 28A.405.120, 28A.660.045, 28A.660.050, and 28A.180.040; adding a new section to chapter 28A.600 RCW; adding a new section to chapter 28A.415 RCW; adding a new section to chapter 28A.657 RCW; adding a new section to chapter 28A.410 RCW; adding a new section to chapter 28B.50 RCW; creating new sections; and providing expiration dates.

Referred to Committee on Early Learning & K-12 Education.

SB 6530 by Senators Chase, McAuliffe, Rolfes, Kline, Conway and Kohl-Welles

AN ACT Relating to restoring cost-of-living increases for educational employees; amending RCW 28A.400.205, 28B.50.465, 28B.50.468, and 28A.405.415; and creating a new section.

Referred to Committee on Ways & Means.

SB 6531 by Senators Chase, McAuliffe, Rolfes, Conway, McCoy, Kline and Kohl-Welles

AN ACT Relating to establishing the minimum wage for classified school employees; amending RCW 28A.400.200; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6532 by Senators Rolfes, McAuliffe, Chase, McCoy, Kline, Conway and Kohl-Welles

AN ACT Relating to establishing competitive wages for beginning teacher salaries; amending RCW 28A.400.200; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6533 by Senators Honeyford and Hatfield

AN ACT Relating to best practice for water banks; reenacting and amending RCW 90.42.020; adding new sections to chapter 90.42 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 6534 by Senators Pedersen, Roach and Kline

AN ACT Relating to prevailing party fees and costs for appeals of land use decisions; and amending RCW 4.84.370.

Referred to Committee on Governmental Operations.

SB 6535 by Senator Roach

AN ACT Relating to the provision of evidence-based supports for struggling students by community-based organizations; adding a new section to chapter 28A.300 RCW; creating a new section; and making an appropriation.

Referred to Committee on Early Learning & K-12 Education.

SB 6536 by Senator Roach

AN ACT Relating to permits for variances and conditional uses under the shoreline management act of 1971; and amending RCW 90.58.140.

Referred to Committee on Energy, Environment & Telecommunications.

SB 6537 by Senator Roach

AN ACT Relating to the certification of minority and women's business enterprises; and amending RCW 39.19.150.

Referred to Committee on Governmental Operations.

SB 6538 by Senators Rivers, Cleveland, Brown, Litzow, Billig and McAuliffe

AN ACT Relating to connecting children involved in the child welfare system to quality early care and education programming; amending RCW 43.215.405; adding a new section to chapter 26.44 RCW; and adding a new section to chapter 43.215 RCW.

Referred to Committee on Early Learning & K-12 Education.

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SB 6539 by Senators Rivers, Cleveland and Brown

HB 1145 by Representatives Goodman, Klippert, Roberts, Orwall, Moscoso, Upthegrove, Ryu, Green, Morrell and Fey

AN ACT Relating to clarifying the applicability of child abduction statutes to residential provisions ordered by a court; amending RCW 9A.40.060; creating a new section; and prescribing penalties.

AN ACT Relating to providing credit towards child support obligations for veterans benefits; and amending RCW 26.18.190.

Referred to Committee on Law & Justice.

Referred to Committee on Law & Justice.

SB 6540 by Senator Ericksen

SHB 1858 by House Committee on Higher Education (originally sponsored by Representatives McCoy, Appleton, Morrell, Ryu and Ormsby)

AN ACT Relating to banning tris(1,3-dichloro-2-propyl)phosphate and tris(2-chloroethyl)phosphate flame retardants in children's products and residential upholstered furniture; amending RCW 70.240.050; and adding a new section to chapter 70.240 RCW.

AN ACT Relating to awarding academic credit for military training; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Energy, Environment & Telecommunications.

Referred to Committee on Higher Education.

SB 6541 by Senators Ericksen, McCoy and Billig

HB 1859 by Representatives Appleton, Morrell, Ryu and Ormsby

AN ACT Relating to encouraging reliable distributed renewable energy; amending RCW 82.16.120; adding new sections to chapter 82.16 RCW; adding new sections to chapter 80.28 RCW; adding a new section to chapter 80.60 RCW; adding a new chapter to Title 19 RCW; and providing an effective date.

AN ACT Relating to evaluating military training and experience toward meeting licensing requirements; amending RCW 18.340.010, 18.340.020, 19.105.570, 42.44.220, 46.82.440, 64.36.350, and 67.08.320; adding new sections to chapter 18.340 RCW; and repealing RCW 18.08.500, 18.11.290, 18.16.300, 18.39.570, 18.43.190, 18.85.490, 18.96.230, 18.140.290, 18.145.150, 18.165.310, 18.170.310, 18.185.310, 18.210.230, 18.220.211, 18.280.200, and 18.300.160.

Referred to Committee on Energy, Environment & Telecommunications.

Referred to Committee on Governmental Operations.

SB 6542 by Senator Kohl-Welles

2SHB 1909 by House Committee on Appropriations (originally sponsored by Representatives S. Hunt, O'Ban, Morrell, Hayes and Bergquist)

AN ACT Relating to establishing the state cannabis industry coordinating committee; creating new sections; and providing an expiration date.

AN ACT Relating to veteran-owned businesses; amending RCW 43.60A.190, 43.60A.195, and 43.60A.200; and reenacting and amending RCW 43.60A.010.

Referred to Committee on Commerce & Labor.

Referred to Committee on Governmental Operations.

SB 6543 by Senators Keiser and Hill

HB 2115 by Representatives Johnson, Appleton, Seaquist, Goodman, Moscoso, Klippert, Morrell, Orwall, Tarleton, Green, Smith, Zeiger, Haler, Ross, Hayes and Walkinshaw

AN ACT Relating to prohibiting a person from obtaining certain liquor and marijuana licenses or permits if convicted of unlawful use of an automated sales suppression device or phantom-ware; amending RCW 66.24.010; adding a new section to chapter 69.50 RCW; and adding a new section to chapter 69.51A RCW.

AN ACT Relating to the composition of the officer promotion board; and amending RCW 38.12.125.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

Referred to Committee on Commerce & Labor.

Referred to Committee on Governmental Operations.

SHB 1107 by House Committee on Judiciary (originally sponsored by Representatives McCoy, Shea, Appleton, Orwall, Jinkins, Morrell, Ryu, Green and Freeman)

MOTION

AN ACT Relating to residential provisions for children of parents with military duties; amending RCW 26.09.260; reenacting and amending RCW 26.09.004; and adding a new section to chapter 26.09 RCW.

On motion of Senator Fain, all measures listed on the Introduction and First Reading report were referred to the committees as designated.

MOTION

Referred to Committee on Law & Justice.

At 12:04 p.m., on motion of Senator Fain, the Senate adjourned until 12:00 noon, Tuesday, February 4, 2014.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate

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