

SEVENTY NINTH DAY, MARCH 31, 2015

2015 REGULAR SESSION

SEVENTY NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Tuesday, March 31, 2015

The Senate was called to order at 11:00 o'clock a.m. by President Owen. 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

March 30, 2015

SHB 1045 Prime Sponsor, Committee on Health Care & Wellness: Concerning the practice of East Asian medicine. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Frockt, Ranking Minority Member; Angel; Bailey; Brown; Cleveland; Conway; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

March 30, 2015

SHB 1145 Prime Sponsor, Committee on Local Government: Allowing joint meetings of county legislative authorities under certain circumstances. Reported by Committee on Government Operations & Security

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Pearson, Vice Chair; Liias, Ranking Minority Member; Dansel; Habib and McCoy.

Passed to Committee on Rules for second reading.

March 30, 2015

HB 1307 Prime Sponsor, Representative Harris: Concerning enforcement standards for residential services and support providers. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Frockt, Ranking Minority Member; Angel; Bailey; Brown; Cleveland; Conway; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

March 30, 2015

EHB 1443 Prime Sponsor, Representative Hunt, G.: Concerning fees charged by commercial parking businesses and requiring notice to customers. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Baumgartner, Chair; Hasegawa, Ranking Minority Member; Conway; Keiser and Warnick.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Braun, Vice Chair and King.

Passed to Committee on Rules for second reading.

March 30, 2015

E2SHB 1485 Prime Sponsor, Committee on Appropriations: Concerning family medicine residencies in health professional shortage areas. Reported by Committee on Health Care

MAJORITY recommendation: Do pass as amended. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Frockt, Ranking Minority Member; Angel; Bailey; Brown; Cleveland; Conway; Jayapal; Keiser and Rivers.

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

Passed to Committee on Rules for second reading.

March 30, 2015

SHB 1625 Prime Sponsor, Committee on Health Care & Wellness: Concerning provision of drugs to ambulance or aid services. Reported by Committee on Health Care

MAJORITY recommendation: Do pass as amended. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Frockt, Ranking Minority Member; Angel; Bailey; Brown; Cleveland; Conway; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

March 30, 2015

EHB 1729 Prime Sponsor, Representative Pettigrew: Concerning the administration of a statewide network of community-based domestic violence victim services by the department of social and health services. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: Do pass as amended. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member; Hargrove and Padden.

Passed to Committee on Ways & Means.

March 30, 2015

E2SHB 1763 Prime Sponsor, Committee on General Government & Information Technology: Regulating music licensing agencies. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Baumgartner, Chair; Hasegawa, Ranking Minority Member; Conway and Warnick.

MINORITY recommendation: Do not pass. Signed by Senators Braun, Vice Chair; Keiser and King.

Passed to Committee on Rules for second reading.

March 30, 2015

HB 1779 Prime Sponsor, Representative Van De Wege: Requiring specialized training for persons conducting victim interviews as part of the disciplinary process for a health professional alleged to have committed sexual misconduct. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Frockt, Ranking Minority Member; Angel; Brown; Cleveland; Conway; Jayapal; Keiser; Parlette and Rivers.

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

Passed to Committee on Rules for second reading.

March 30, 2015

SHB 1800 Prime Sponsor, Committee on Early Learning & Human Services: Concerning filing a petition seeking termination of parental rights. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: Do pass as amended. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Hargrove and Padden.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Darneille, Ranking Minority Member.

Passed to Committee on Rules for second reading.

March 30, 2015

SHB 1879 Prime Sponsor, Committee on Health Care & Wellness: Directing the health care authority to issue a request for proposals for integrated managed health and behavioral health services for foster children. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: Do pass as amended. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member and Hargrove.

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

Passed to Committee on Rules for second reading.

March 30, 2015

EHB 1890 Prime Sponsor, Representative Schmick: Concerning a second-party payment process for paying insurers. (REVISED FOR ENGROSSED: Concerning a second-party payment process for paying issuer.) Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Frockt, Ranking Minority Member; Angel; Bailey; Brown; Cleveland; Conway; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

March 30, 2015

2SHB 1916 Prime Sponsor, Committee on Appropriations: Integrating administrative provisions for chemical dependency and mental health. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: Do pass as amended. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member and Hargrove.

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

Passed to Committee on Ways & Means.

March 30, 2015

ESHB 1980 Prime Sponsor, Committee on State Government: Implementing recommendations of the sunshine committee. Reported by Committee on Government Operations & Security

MAJORITY recommendation: Do pass as amended. Signed by Senators Roach, Chair; Benton, Vice Chair; Pearson, Vice Chair; Liias, Ranking Minority Member; Danel; Habib and McCoy.

Passed to Committee on Rules for second reading.

March 30, 2015

HB 2055 Prime Sponsor, Representative Johnson: Concerning statements on ballot measures in voters' pamphlets. Reported by Committee on Government Operations & Security

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Pearson, Vice Chair; Habib and McCoy.

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

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Liias, Ranking Minority Member.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

March 30, 2015

SGA 9204 PATRICK DOWD, appointed on January 16, 2015, for the term ending at the governor's pleasure, as Director of the Office of the Family and Children Ombudsman - Agency Head. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member; Hargrove and Padden.

Passed to Committee on Rules for second reading.

MOTION

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On motion of Fain, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Substitute House Bill No. 1879 which was referred to the Committee on Ways & Means.

MOTION

On motion of Senator Fain and without objection, pursuant to Rule 46, the standing committees of the senate were granted special leave to meet during the day's floor session.

MOTION

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

MESSAGE FROM THE HOUSE

March 30, 2015

MR. PRESIDENT:

The Speaker has signed:

SUBSTITUTE HOUSE BILL NO. 1559,

SUBSTITUTE HOUSE BILL NO. 1610

and the same are herewith transmitted.

BERNARD DEAN, Deputy Chief Clerk

SIGNED BY THE PRESIDENT

Pursuant to Article 2, Section 32 of the State Constitution and Senate Rule 1(5), the President announced the signing of and thereupon did sign in open session:

SUBSTITUTE HOUSE BILL NO. 1559,

SUBSTITUTE HOUSE BILL NO. 1610.

MOTION

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

INTRODUCTION AND FIRST READING

SB 6088 by Senator Braun

AN ACT Relating to K-12 education enhancements; amending RCW 28A.150.261; reenacting and amending RCW 28A.150.260; creating a new section; providing an effective date; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways & Means.

SB 6089 by Senator Hill

AN ACT Relating to health benefit exchange sustainability; amending RCW 43.71.010, 43.71.030, 43.71.060, 43.71.080, 48.14.0201, and 48.14.020; and declaring an emergency.

Referred to Committee on Health Care & Wellness.

MOTION

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

MOTION

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

MOTION

Senator Honeyford moved adoption of the following resolution:

SENATE RESOLUTION

8639

By Senators Bailey, Honeyford, Fain, Baumgartner, Hill, Ericksen, Ranker, Billig, Dansel, Hewitt, Braun, Hargrove, King, Conway, O'Ban, Padden, Hasegawa, and Hatfield

WHEREAS, Achievements of any kind by Washington State students should be honored by Washington State senators, parents, teachers, and the like; and

WHEREAS, The Mount Vernon Christian School Hurricanes recently claimed an undefeated state boys' soccer championship for the first time in the team's twenty-five year existence; and

WHEREAS, The efforts and achievements of the Mount Vernon Christian School boys' soccer team in its 2014 season are proof of not only athletic excellence, but also hard work, passion, and determination; and

WHEREAS, This commitment to excellence on the soccer field is an extension of the Hurricane's commitment to academic excellence and a Christian education; and

WHEREAS, Coaches Joel Adeline and Robert Adeline and team members Isaiah Corp, Michael Hancock, Tyler Houtsma, James Hurd, Joshua Twedt, Jayson Withers, Tim Cummings, Riley Hood, Dalton McIlrath, Jack Bender, Alex Bridge, Jack Hammingh, Travis Ketcham, Luis Pimental, Bryson Smith, Caleb Twedt, Carter Annema, and Levi Gott have demonstrated incredible teamwork in a 22-0-0 undefeated season to capture the Northwest 1A/2B League, Northwest District One, Northwest Tri-District, and 2B/1B State championships; and

WHEREAS, Various Mount Vernon Christian School boys' soccer team players were the recipients of 2014 Washington State Soccer Coaches Association awards in the 2B/1B Class, including "MVP" to Tyler Houtsma, Forward; "1st Team All-State" to Tyler Houtsma, Forward, James Hurd, Midfielder, Michael Hancock, Defender, and Riley Hood, Goal Keeper; and "2nd Team All-State" to Jack Hammingh, Forward, and Joshua Twedt, Defender; and

WHEREAS, The Washington State Soccer Coaches Association's "Coach of the Year" award for 2014 went to Mount Vernon Christian School's Joel Adeline;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate acknowledge and celebrate the achievements of the Mount Vernon Christian School Hurricanes boys' soccer team, whose dedication, teamwork, and perseverance have made their families, school, community, and state proud; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to coaches Joel and Robert Adeline, all members of the Mount Vernon Christian School boys' soccer team, and the Mount Vernon Christian School.

Senator Honeyford spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8639.

The motion by Senator Honeyford carried and the resolution was adopted by voice vote.

MOTION

Senator Fraser moved adoption of the following resolution:

SENATE RESOLUTION 8652

By Senators Fraser, McAuliffe, Angel, Keiser, Parlette, Miloscia, Dammeier, and O'Ban

WHEREAS, The Magna Carta, also known as the Great Charter, is the cornerstone of liberty and constitutional law; and

WHEREAS, On June 15, 2015, the 800th anniversary of this fundamental legal document will be commemorated in Washington, the United Kingdom, and throughout the world; and

WHEREAS, The Washington State Constitution of 1889 echoes the famous "Free Man Clause" of the Magna Carta in Article I, Section 3 (Personal Rights), reading, "No person shall be deprived of life, liberty, or property, without due process of law"; and

WHEREAS, The Magna Carta's "Free Man Clause" reads, "No free man shall be seized or imprisoned, or stripped of his rights or possessions, or outlawed or exiled, or deprived of his standing in any other way, nor will we proceed with force against him, or send others to do so, except by the lawful judgment of his equals or by the law of the land," thereby, for the first time, subjecting the Crown to the rule of law; and

WHEREAS, King John of England sealed the Magna Carta on June 15, 1215, to settle disputes between the King and rebel barons, provide protection for the rights of the church, limit feudal payments, safeguard barons from illegal imprisonment, and place limits on the Crown through the establishment of rule of law in English society; and

WHEREAS, English people brought the concepts of the Great Charter with them to the New World and used them as the basis of their government charters; and

WHEREAS, The Charter of Massachusetts Bay, as well as the First Charter of Virginia, thus provided colonists with liberties and immunities similar to those recognized in the Magna Carta; and

WHEREAS, Lord Denning, a prominent English judge of the 20th century, described the Magna Carta as "the greatest constitutional document of all times—the foundation of the freedom of the individual against the arbitrary authority of the despot"; and

WHEREAS, The legal principles of the Magna Carta are reflected in the United States Constitution of 1787; and

WHEREAS, The framers of the Washington State Constitution also relied on the principles of the Magna Carta when drafting our state's constitution in 1889; and

WHEREAS, The Washington State Constitution thus preserves major rights won through centuries of struggle, including the many rights specifically protected in Article I (Declaration of Rights), reflecting the legacy of the Magna Carta;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate applaud this cornerstone of liberty and constitutional law by commemorating the 800th anniversary of the sealing of the Magna Carta, and encourage Washingtonians to engage in educational and commemorative activities throughout the year; and

BE IT FURTHER RESOLVED, That Washingtonians are encouraged to honor the rule of law on June 15, 2015, at a noon program and reception at the Temple of Justice in Olympia,

Washington, in celebration of the Washington State Constitution and the 800-year legacy of the Magna Carta.

Senator Fraser spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8652.

The motion by Senator Fraser carried and the resolution was adopted by voice vote.

MOTION

Senator Kohl-Welles moved adoption of the following resolution:

SENATE RESOLUTION 8653

By Senators Kohl-Welles, Jayapal, Chase, Parlette, Hobbs, Mullet, Nelson, Fraser, Keiser, Hargrove, Ranker, McCoy, Hasegawa, Conway, Darneille, Cleveland, Billig, Rolfes, McAuliffe, Frockt, and Pedersen

WHEREAS, William P. Gerberding served with great distinction as the longest serving president of the University of Washington from 1979 to 1995; and

WHEREAS, His steadfast advocacy and bold leadership steered the University through some of its most turbulent financial times to emerge stronger than ever before in both academic programs and facilities; and

WHEREAS, His spirit and civility, his grace and wit, his integrity, and capacious intellect was appreciated across the campus and across the state by students and faculty alike; and

WHEREAS, His success is seen in every corner of the University's campuses, from distinguished faculty to splendid buildings to an unparalleled philanthropic program providing support to all Washingtonians; and

WHEREAS, During his tenure as president 125,000 students graduated from the University of Washington, including winners of four Nobel Prizes, and the University kicked off a new era of public and private support; and

WHEREAS, The University of Washington and Washington state are a far better place for his having been here;

NOW, THEREFORE, BE IT RESOLVED, That the members of the Washington State Senate express their gratitude for his leadership and exceptional contributions to the University, and that we honor his lasting legacy.

Senator Kohl-Welles spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8653.

The motion by Senator Kohl-Welles carried and the resolution was adopted by voice vote.

MOTION

Senator Kohl-Welles moved adoption of the following resolution:

SENATE RESOLUTION 8654

By Senators Kohl-Welles, Cleveland, Hobbs, Hatfield, Mullet, Keiser, McCoy, Nelson, Hargrove, Ranker, Hasegawa, Fraser, Chase, Conway, Darneille, Jayapal, McAuliffe, and Pedersen

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WHEREAS, Bryce Seidl served the city of Vancouver as councilmember from 1978 to 1983 and as mayor from 1984 to 1987, his tenure best remembered for the major work he did in Vancouver's economic advancement and its arts and cultural development, particularly by transforming the city's historic core with the acquisition and upgrade of Officers Row and attracting the very exclusive Nihonga Exhibit of Japanese art which showed in London, Paris, Stockholm, Barcelona, Boston. . . and Vancouver; and

WHEREAS, He has served the public in a wide variety of community service, arts, professional, and educational leadership positions, a long list that includes the Simpson Timber and Paper companies, Fisher Mills, the Rainier Club, the Columbia River Economic Development Council, Pilchuck Glass School, YMCA Campaign for Kids, People for Puget Sound, and the Association of Science-Technology Centers; and

WHEREAS, Bryce served as the President and Chief Executive Officer of the Pacific Science Center for over a decade, and achievements under his direction include establishment of the stunningly impactful teen youth program Discovery Corps, building of the Mercer Slough Environmental Center as a joint venture with the City of Bellevue and its award-winning environmental education programs and its Polliwog Preschool, creation of the Discovering the Dead Sea Scrolls exhibition, presentation of the King Tut exhibit, restoration of much of the campus including the PACCAR IMAX theater, growth of the nationally recognized LASER program for science education reform, and operation of the nation's largest science education outreach program that reaches all 39 counties of our State every year; and

WHEREAS, The city of Vancouver, the Pacific Science Center, and Washington State are better places as a result of his career and dedication;

NOW, THEREFORE, BE IT RESOLVED, That the members of the Washington State Senate express their gratitude for Bryce Seidl's leadership and exceptional contributions to the city of Vancouver, the Pacific Science Center, and the greater community of Washington State.

Senator Kohl-Welles spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8654.

The motion by Senator Kohl-Welles carried and the resolution was adopted by voice vote.

MOTION

Senator Fraser moved adoption of the following resolution:

SENATE RESOLUTION
8655

By Senator Fraser

WHEREAS, For 20 years TVW has opened state government to the people of Washington, offering unedited "gavel-to-gavel" coverage of government deliberations and public policy events of statewide significance since signal activation on April 10, 1995; and

WHEREAS, TVW was the brainchild of Congressman Denny Heck, who currently represents Washington's 10th Congressional District, and previously served as majority leader in the Washington State House of Representatives and chief of staff to

Governor Booth Gardner and veteran state government official Stan Marshburn; and

WHEREAS, TVW's founders believed that the people of Washington deserved to be able to watch their elected officials in action, even if they could not be physically present in Olympia; and

WHEREAS, Since its inception, TVW has televised well over 30,000 hours of public policy proceedings, including coverage of the legislative, executive, and judicial branches of government, state agencies, state elections, and public policy events hosted by nongovernmental organizations; and

WHEREAS, The first event televised by TVW was a death penalty case before the Washington State Supreme Court, through which TVW also made history with the first-ever televised state court proceeding; and

WHEREAS, TVW televises all floor debates in the Washington State Senate and House of Representatives, offers live and archived coverage of all committee hearings in the Senate and House of Representatives via television or webcast on-demand, and archives all of its coverage for citizens to view online, on-demand; and

WHEREAS, When the Legislature is not meeting in Olympia, TVW's mobile camera units cover legislative and public policy events across Washington, which are available on TVW's increasingly popular web site, tvw.org, which handles over 5 million online plays of its videos each year, with demand continuing to grow steadily; and

WHEREAS, The cable television industry carries TVW for free, giving TVW \$7 million per year in free carriage and enabling TVW to reach two-thirds of state residents via television; and

WHEREAS, TVW allows the news media free access to its footage, making it easier for television, radio, and newspaper reporters to cover state government even when not physically present at the Capitol; and

WHEREAS, TVW educates young people about civics and government through its free civics education programs for teachers and students throughout the state, including its "Teach with TVW" web site, innovative "Capitol Classroom" program, and award-winning "Engaged: Students Becoming Citizens" video series; and

WHEREAS, TVW produces award-winning shows, including *Inside Olympia*, *The Impact*, and *Legislative Review*, which highlight key legislative debates and decisions; and

WHEREAS, TVW has won four regional Emmy Awards in its history, including three Emmy Awards in the last two years; and

WHEREAS, During its 20 years of service, TVW has had four distinguished presidents, including Congressman Denny Heck; Cindy Zehnder, former Chief Clerk of the House of Representatives; Greg Lane, Deputy Secretary of State; and former State Representative Renee Radcliff Sinclair; and

WHEREAS, TVW has employed a highly talented and dedicated staff who share a commitment to the organization's mission, with special recognition owed to 20-year employee Scott Chisa, programming coordinator, and 17-year employee Anthony Arenas, operations supervisor, who are the two longest serving TVW employees;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate congratulate TVW on 20 years of service to the people of Washington State; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to TVW's president and CEO, and the TVW Board of Directors.

Senator Fraser spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8655.

The motion by Senator Fraser carried and the resolution was adopted by voice vote.

MOTION

At 11:13 a.m., on motion of Senator Fain, the Senate adjourned until 10:00 o'clock a.m. Wednesday, April 1, 2015.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate

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