
TWELFTH DAY

House Chamber, Olympia, Friday, January 22, 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 The Washington Air National Guard Color Guard.. The National Anthem was performed by the 560th Air National Guard Band's Brass Quartet. The Speaker (Representative Morris presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Lieutenant Colonel Christopher Lensch of University Place.

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

INTRODUCTIONS AND FIRST READING

HB 3061 by Representative Condotta

AN ACT Relating to claims of insolvent self-insurers under industrial insurance; and amending RCW 51.16.120 and 51.14.060.

Referred to Committee on Commerce & Labor.

HB 3062 by Representatives Conway, Pettigrew, Upthegrove, Cody, Hunt, Williams, Green, Lias, Appleton, Sells, Ormsby, Kenney, Simpson, White, Goodman, Jacks, Darneille and Hudgins

AN ACT Relating to making the governor the public employer of language access providers; amending RCW 41.56.030, 41.56.113, 41.04.810, 43.01.047, and 74.04.025; adding new sections to chapter 74.04 RCW; adding a new section to chapter 41.56 RCW; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 3063 by Representatives Hunt, Williams and Simpson

AN ACT Relating to the leave sharing program; and amending RCW 41.04.665.

Referred to Committee on State Government & Tribal Affairs.

HB 3064 by Representatives Orcutt, Parker, Sells, Condotta, Eddy and Haler

AN ACT Relating to compliance with sales, use, and business and occupation tax requirements; and amending RCW 35.22.280, 35.23.440, 35.27.370, 35.102.050, and 35A.21.335.

Referred to Committee on Finance.

HB 3065 by Representatives Parker, Orcutt, Sells, Eddy and Condotta

AN ACT Relating to providing that local sales and use tax changes are made twice annually; and amending RCW 82.14.055.

Referred to Committee on Finance.

HB 3066 by Representatives Parker, Springer, Eddy, Condotta and Wallace

AN ACT Relating to creating uniformity among annual tax reporting survey provisions; amending RCW 82.04.240, 82.04.2404, 82.04.250, 82.04.2909, 82.04.294, 82.04.426, 82.04.4266, 82.04.4268, 82.04.4269, 82.04.4452, 82.04.4461, 82.04.4463, 82.04.448, 82.04.4481, 82.04.4483, 82.04.4484, 82.04.449, 82.08.805, 82.08.965, 82.08.9651, 82.08.970, 82.08.980, 82.12.022, 82.12.805, 82.12.965, 82.12.9651, 82.12.970, 82.12.980, 82.16.0421, 82.29A.137, 82.32.590, 82.32.600, 82.60.020, 82.60.070, 82.63.020, 82.63.045, 82.74.040, 82.74.050, 82.75.010, 82.75.020, 82.75.040, 82.82.020, 82.82.040, 84.36.645, and 84.36.655; amending 2009 c 461 s 9 (uncodified); reenacting and amending RCW 82.04.260; adding new sections to chapter 82.32 RCW; adding a new section to chapter 82.75 RCW; creating new sections; repealing RCW 82.32.535, 82.32.5351, 82.32.545, 82.32.560, 82.32.570, 82.32.610, 82.32.620, 82.32.630, 82.32.645, 82.32.650, and 82.16.140; repealing 2005 c 301 s 5 (uncodified); providing a contingent effective date; and providing an expiration date.

Referred to Committee on Finance.

HB 3067 by Representatives Williams, Rodne, Springer, Clibborn, Lias, Upthegrove, Priest and Wallace

AN ACT Relating to establishing a process for the payment of impact fees through provisions stipulated in recorded covenants; and amending RCW 82.02.050.

Referred to Committee on Local Government & Housing.

HB 3068 by Representatives Santos, Priest, Sullivan, Upthegrove, Maxwell, Morrell, Wallace, Ormsby, Kenney and Simpson

AN ACT Relating to providing access to alternative routes to certification for the recruiting Washington teachers program; amending RCW 28A.660.042; and reenacting and amending RCW 28A.660.050 and 28A.660.040.

Referred to Committee on Education.

HB 3069 by Representatives Roach, Hurst, Dammeier, McCune, Morrell and Wallace

AN ACT Relating to emergency flooding preparedness and response in Pierce county; adding a new section to chapter 38.52 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 3070 by Representatives Chase and Hasegawa

AN ACT Relating to fiscal reform; amending RCW 82.03.130, 82.03.140, 2.10.180, 2.12.090, 6.13.030, 6.15.020, 41.24.240, 41.35.100, 41.40.052, 41.44.240, 43.43.310, 82.08.020, 84.52.065, 84.52.043, 84.52.050, 36.58.150, 36.60.040, 36.69.145, 36.73.060, 36.83.030, 36.100.050, 67.38.130, 84.52.010, 84.69.020, 39.89.020, and 43.99I.040; reenacting and amending RCW 41.32.052, 41.26.053, and 43.99H.060; adding a new title to the Revised Code of Washington to be codified as Title 82A RCW; creating new sections; repealing RCW 6.15.025; prescribing penalties; and providing contingent effective dates.

Referred to Committee on Finance.

HB 3071 by Representative Rodne

AN ACT Relating to service of notice requirements under the residential landlord-tenant act; and amending RCW 59.12.040.

Referred to Committee on Judiciary.

HB 3072 by Representatives Morrell, Driscoll, Crouse, Wallace and Parker

AN ACT Relating to wound care management in occupational therapy; amending RCW 18.59.020 and 18.59.160; and adding a new section to chapter 18.59 RCW.

Referred to Committee on Health Care & Wellness.

HB 3073 by Representatives Armstrong, Takko, Roach, Wood and Wallace

AN ACT Relating to the definition of construction for purposes of crane safety; and amending RCW 49.17.400.

Referred to Committee on Commerce & Labor.

HB 3074 by Representatives McCoy, Appleton, Kessler and Santos

AN ACT Relating to premature infants; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 3075 by Representatives Williams, Wood, Hunt, Morris, Nelson, Wallace and Kenney

AN ACT Relating to soil and wetland scientists; reenacting and amending RCW 18.235.020, 18.235.020, 43.24.150, and 43.24.150; adding a new chapter to Title 18 RCW; creating a new section; providing effective dates; and providing an expiration date.

Referred to Committee on Commerce & Labor.

HB 3076 by Representatives Dickerson and Kenney

AN ACT Relating to evaluations of persons under the involuntary treatment act; reenacting and amending RCW

71.05.020; creating a new section; and providing an expiration date.

Referred to Committee on Human Services.

HB 3077 by Representatives Upthegrove, Williams, Lias, Chase, Hasegawa, Morris, Simpson, Dickerson, Dunshee, White, Nelson, Appleton, Cody, Rolfes, Kenney and Hudgins

AN ACT Relating to repealing the sales tax exemption for coal used at a coal-fired thermal generation facility; repealing RCW 82.08.811 and 82.12.811; and providing an effective date.

Referred to Committee on Finance.

HB 3078 by Representative Rolfes

AN ACT Relating to marine waters planning and management, including marine spatial planning; reenacting and amending RCW 43.84.092; adding a new section to chapter 43.21F RCW; adding a new chapter to Title 43 RCW; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 3079 by Representatives Morris, Morrell, Wallace and Hudgins

AN ACT Relating to expanding the use of certain electric vehicles; and amending RCW 46.04.295, 46.61.723, and 46.61.725.

Referred to Committee on Transportation.

HB 3080 by Representatives Morris, Kessler, Carlyle, Maxwell and Wallace

AN ACT Relating to information technology in state government; amending RCW 43.105.005, 43.105.017, 43.105.052, 43.105.172, 41.06.142, 43.105.060, 43.105.200, 43.105.170, 43.105.830, and 43.105.835; reenacting and amending RCW 43.105.020; adding new sections to chapter 43.105 RCW; adding a new section to chapter 43.41 RCW; and creating a new section.

Referred to Committee on Technology, Energy & Communications.

HB 3081 by Representatives Seaquist, Angel and Wallace

AN ACT Relating to allowing employees of a school district or educational service district to share leave with employees in another agency; and amending RCW 41.04.665.

Referred to Committee on State Government & Tribal Affairs.

HB 3082 by Representatives Williams and Upthegrove

AN ACT Relating to possession of pistols by persons eighteen years and older; amending RCW 9.41.073; reenacting and amending RCW 9.41.070; and repealing RCW 9.41.240.

Referred to Committee on Judiciary.

HB 3083 by Representatives Kretz, Kristiansen, Crouse, Schmick and Bailey

AN ACT Relating to full consideration of the economic impacts of agency rules on employers and citizens; amending RCW 19.85.011, 19.85.020, 19.85.030, 19.85.040, 34.05.353, and 50.13.060; and reenacting and amending RCW 34.05.328.

Referred to Committee on State Government & Tribal Affairs.

HB 3084 by Representative Hope

AN ACT Relating to how monetary awards in class actions that are not paid over to members of the class are to be used; and adding a new section to chapter 4.56 RCW.

Referred to Committee on Judiciary.

HB 3085 by Representatives Hope, Angel, Haler, Smith, Klippert, Ross and Johnson

AN ACT Relating to the relationship between motor vehicle liability coverage and registration; adding new sections to chapter 46.16 RCW; and prescribing penalties.

Referred to Committee on Transportation.

HB 3086 by Representative Hudgins

AN ACT Relating to concurrent jurisdiction of state and federal courts over certain actions under chapters 39.08 and 60.28 RCW, including actions involving delinquent contributions to benefit plans; amending RCW 39.08.030, 39.08.030, and 60.28.030; providing an effective date; and providing an expiration date.

Referred to Committee on Judiciary.

HB 3087 by Representatives Schmick, Pettigrew, Johnson and Walsh

AN ACT Relating to public assistance application forms; and amending RCW 74.08.055.

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

HB 3088 by Representatives Orcutt, McCune and Haler

AN ACT Relating to establishing a moratorium on the imposition of impact fees; amending RCW 82.02.050 and 39.92.030; adding a new section to chapter 82.02 RCW; creating a new section; and providing expiration dates.

Referred to Committee on Local Government & Housing.

HB 3089 by Representatives Orcutt, McCune, Pearson, Haler and Kristiansen

AN ACT Relating to improving transparency and providing greater information to property taxpayers; amending RCW 84.40.0301, 84.48.010, 29A.36.071, 29A.36.210, 84.52.054, 84.55.050, 84.40.045, and 84.56.330; and creating new sections.

Referred to Committee on Finance.

HB 3090 by Representatives Orcutt, Blake, McCune, Kretz and Haler

AN ACT Relating to streamlining natural resources management; amending RCW 76.09.360, 76.09.040, 76.09.050, 76.09.100, 76.09.150, 76.09.260, 76.09.470, 90.64.010, 90.64.020, 90.64.170, 90.48.260, 77.55.021, 77.12.755, 77.12.870, 77.12.878, 77.15.390, 77.44.040, 77.55.121, 77.55.211, 77.55.131, 77.65.510, 77.70.210, 77.105.070, 79.13.620, 79.19.080, 79.70.030, 79.71.120, 79.105.500, 79.125.710, 79.125.730, 79.135.130, 79.135.140, 79.135.150, 79.135.320, 79.135.410, 79A.05.351, 79A.05.360, 79A.60.520, 79A.60.550, 79A.60.620, 79A.05.285, 79A.30.050, 79A.50.090, 79A.50.100, 79A.15.110, 78.44.280, 78.52.125, 78.56.040, 78.56.050, 78.56.060, 78.56.080, 78.56.090, 78.56.100, 78.56.110, 78.56.120, 78.56.160, 78.60.070, 78.60.080, 78.60.100, 90.03.247, 90.03.280, 90.03.290, 90.03.360, 90.03.590, 90.16.050, 90.16.090, 90.22.010, 90.22.020, 90.22.060, 90.24.010, 90.24.030, 90.24.060, 90.38.040, 90.48.170, 90.48.366, 90.48.445, 90.48.448, 90.74.020, 90.74.030, 90.82.048, 90.90.020, and 90.90.030; reenacting and amending RCW 76.09.060 and 79A.05.255; adding a new section to chapter 77.55 RCW; adding new sections to chapter 90.48 RCW; adding a new section to chapter 76.09 RCW; creating a new section; recodifying RCW 77.55.121; and repealing RCW 79.13.610, 79.105.220, 79.135.230, 79.135.310, 79.135.430, 79.145.030, 79A.05.670, 79A.05.735, 79A.50.070, 76.09.160, and 77.12.360.

Referred to Committee on Agriculture & Natural Resources.

HB 3091 by Representatives Fagan and Angel

AN ACT Relating to dual credit programs; amending RCW 28A.600.290; reenacting and amending RCW 28B.92.030; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Education.

HB 3092 by Representatives Orcutt and Hunter

AN ACT Relating to allowing the department of revenue to issue a notice of lien to secure payment of delinquent excise taxes in lieu of a warrant; amending RCW 82.32.210; adding a new section to chapter 82.32 RCW; and providing an effective date.

Referred to Committee on Finance.

HJM 4026 by Representatives Kelley and Seaquist

Urging reformation of the defense base act of 1941.

Referred to Committee on Commerce & Labor.

HJR 4221 by Representatives Chase and Hasegawa

Amending the Constitution to allow an income tax.

Referred to Committee on Finance.

There being no objection, the bills, memorial and resolution 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 20, 2010

HB 1541 Prime Sponsor, Representative Seaquist: Granting half-time service credit for half-time educational employment prior to January 1, 1987, in plans 2 and 3 of the school employees'

retirement system and the public employees' retirement system. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Representatives Linville, Chair; Ericks, Vice Chair; Sullivan, Vice Chair; Alexander, Ranking Minority Member; Bailey, Assistant Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Chandler; Cody; Conway; Darneille; Haigh; Hinkle; Hunt; Hunter; Kagi; Kenney; Kessler; Pettigrew; Priest; Ross; Schmick and Seaquist.

Passed to Committee on Rules for second reading.

January 19, 2010

HB 2394 Prime Sponsor, Representative McCoy: Establishing a government-to-government relationship between state government and Indian tribes. Reported by Committee on State Government & Tribal Affairs

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, Chair; Appleton, Vice Chair; Flannigan; Hurst and Miloscia.

MINORITY recommendation: Do not pass. Signed by Representatives Armstrong, Ranking Minority Member; Alexander and Taylor.

Referred to Committee on General Government Appropriations.

January 19, 2010

HB 2406 Prime Sponsor, Representative Kelley: Concerning the joint legislative audit and review committee. 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; Flannigan; Hurst; Miloscia and Taylor.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2420 Prime Sponsor, Representative Kenney: Promoting industries that rely on the state's working land base. Reported by Committee on Community & Economic Development & Trade

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kenney, Chair; Maxwell, Vice Chair; Smith, Ranking Minority Member; Chase; Lias; Orcutt; Parker; Probst and Sullivan.

Referred to Committee on General Government Appropriations.

January 19, 2010

HB 2467 Prime Sponsor, Representative Hunt: Eliminating provisions for filings at locations other than the public disclosure commission. 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; Flannigan; Hurst; Miloscia and Taylor.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2566 Prime Sponsor, Representative Simpson: Creating an exemption from impact fees for low-income housing. Reported by Committee on Local Government & Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2611 Prime Sponsor, Representative Williams: Concerning annexation of a city, partial city, or town to a fire protection district. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2641 Prime Sponsor, Representative Kenney: Expanding small business development centers. Reported by Committee on Community & Economic Development & Trade

MAJORITY recommendation: Do pass. Signed by Representatives Kenney, Chair; Maxwell, Vice Chair; Chase; Lias; Probst and Sullivan.

MINORITY recommendation: Do not pass. Signed by Representatives Smith, Ranking Minority Member; Orcutt and Parker.

Referred to Committee on General Government Appropriations.

January 20, 2010

HB 2707 Prime Sponsor, Representative Simpson: Concerning the method of calculating public utility district commissioner compensation. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2740 Prime Sponsor, Representative Seaquist: Regarding the definition of land use decision in the land use

petition act. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2748 Prime Sponsor, Representative Simpson: Concerning dues paid to the Washington public ports association by port districts. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

Passed to Committee on Rules for second reading.

January 20, 2010

HB 2750 Prime Sponsor, Representative Sells: Addressing public utility districts and deferred compensation and supplemental savings plans. Reported by Committee on Local Government & Housing

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chair; Nelson, Vice Chair; Angel, Ranking Minority Member; DeBolt, Assistant Ranking Minority Member; Fagan; Miloscia; Short; Springer; Upthegrove; White and Williams.

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.

SECOND READING

HOUSE BILL NO. 2921, by Representatives Linville, Darneille, Ericks, Pettigrew, Probst, Haigh, Sullivan, Kelley and Wallace

Capturing additional savings.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2921 was substituted for House Bill No. 2921 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2921 was read the second time.

With the consent of the House, amendment (1008) was withdrawn.

Representative Darneille moved adoption of amendment (1007):

On page 3, line 32, increase the general fund--state appropriation for fiscal year 2010 by \$90,000

On page 3, line 34, increase the general fund--state appropriation for fiscal year 2011 by \$84,000

On page 4, line 7, correct the total.

On page 5, line 21, increase the general fund--state appropriation for fiscal year 2010 by \$38,000

On page 5, line 23, increase the general fund--state appropriation for fiscal year 2011 by \$39,000

On page 6, line 15, correct the total.

Representative Darneille spoke in favor of the adoption of the amendment.

Representative Alexander spoke against the adoption of the amendment.

Amendment (1007) was adopted.

Representative Ericks moved adoption of amendment (1009):

On page 95, line 7, after "shall" strike "report any" and insert "not establish"

On page 95, line 7, after "or" insert "fill"

On page 95, line 8, after "positions" strike "filled by the agency" and insert "except as specifically authorized by this section"

On page 95, line 8, after "agency" strike all material through "site" on line 12

On page 96, line 10, after "tuition" insert ", positions that are filled by enrolled students at their own institution as student workers, positions in campus police and security, positions related to emergency management and response, and positions related to student health care and counseling"

On page 96, after line 16, insert the following:

"(3) The exemptions specified in subsection (2) of this section do not require the establishment of new staff positions or the filling of vacant staff positions in the activities specified.

(4) Exceptions to this section may be granted under section 605 of this act."

On page 96, line 21, after "shall" strike "report" and insert "not enter into"

On page 96, after line 24, strike lines 25 through 28

On page 96, line 36, after "tuition" insert ". This section also does not apply where costs are related to hearing officers, where costs are related to real estate appraisals or habitat assessments, where costs are related to carrying out a court order, or where costs are related to information technology contracts related to an information services board approved information technology project, or where costs are related to judicial information system technology projects"

On page 96, after line 36, insert the following:

"(3) Exceptions to this section may be granted under section 605 of this act."

On page 97, line 5, after "shall" strike "report" and insert "not enter into"

On page 97, line 9, after "safety" strike all material through "site" on line 12

On page 97, line 18, after "tuition" insert ". This section also does not apply to costs that are funded exclusively from private or federal grants, or for equipment necessary to complete a project funded in the omnibus capital or transportation appropriation acts, or the operational divisions of the department of information services, or cost related to the continuation, renewal, or establishment of maintenance for existing computer software

licensing and existing computer hardware, or for costs related to the judicial information system"

On page 97, after line 18, insert the following:

"(3) Exceptions to this section may be granted under section 605 of this act."

On page 97, line 22, after "shall" strike "report" and insert "not make expenditures for"

On page 97, line 28, after "2011" strike all material through "site" on line 31

On page 98, line 3, after "tuition" insert ". This section also does not apply to costs related to carrying out a court order or to costs to travel by air into Washington state from any airport located in a contiguous state of which the largest city is part of a metropolitan statistical area with a city located in Washington state, or to motor vehicle and parking costs for single day travel to a contiguous state or British Columbia, Canada"

On page 98, after line 3, insert the following:

"(3) Exceptions to this section may be granted under section 605 of this act."

On page 98, after line 3, insert the following:

"**NEW SECTION. Sec. 605. EXCEPTIONS.** A new section is added to 2009 c 564 (uncodified) to read as follows:

(1) Exceptions to sections 601 through 604 of this act may be granted for the critically necessary work of an agency as provided in this section.

(2) For agencies of the executive branch, the exceptions shall be subject to approval by the director of financial management. For agencies of the judicial branch, the exceptions shall be subject to approval of the chief justice of the supreme court. For the house of representatives and the senate, the exceptions shall be subject to approval of the chief clerk of the house of representatives and the secretary of the senate, respectively, under the direction of the senate committee on facilities and operations and the executive rules committee of the house of representatives. For other legislative agencies, the exceptions shall be subject to approval of both the chief clerk of the house of representatives and the secretary of the senate under the direction of the senate committee on facilities and operations and the executive rules committee of the house of representatives.

(3) Exceptions approved under subsection (2) of this section shall take effect no sooner than five business days following notification of the chair and ranking minority member of the ways and means committees in the house of representatives and the senate. The person approving exceptions under subsection (2) of this section shall send the exceptions to the legislature for consideration every thirty days from the effective date of this section, or earlier should volume or circumstances so necessitate.

NEW SECTION. Sec. 606. If any provision of this act or its(4) Exceptions approved and taking effect under this section shall be published electronically at least quarterly by the office of financial management on the state fiscal web site.

application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 98, line 7, after "immediately" insert ", except for sections 601 through 605 of this act which take effect thirty days after the effective date of this act"

Re-number remaining sections consecutively, correct internal references accordingly, and correct captions for sections 601 through 604 by striking "REPORTING"

Representatives Ericks and Alexander spoke in favor of the adoption of the amendment.

Amendment (1009) was adopted.

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Linville, Darneille, Dammeier, Pettigrew, Ericksen and Haigh spoke in favor of the passage of the bill.

Representatives Alexander and Hinkle spoke against passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 2921.

MOTION

On motion of Representative Hinkle, Representatives Anderson and Roach were excused.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2921, and the bill passed the House by the following vote: Yeas, 77; Nays, 19; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bailey, Blake, Campbell, Carlyle, Clibborn, Cody, Conway, Dammeier, Darneille, Dickerson, Driscoll, Dunshee, Eddy, Ericks, Ericksen, Fagan, Finn, Flannigan, Goodman, Green, Haigh, Herrera, Hope, Hudgins, Hunt, Hunter, Hurst, Jacks, Johnson, Kagi, Kelley, Kenney, Kessler, Kirby, Klippert, Liias, Linville, Maxwell, McCoy, McCune, Miloscia, Moeller, Morrell, Morris, Nealey, Nelson, O'Brien, Orcutt, Orwall, Parker, Pearson, Pedersen, Pettigrew, Priest, Probst, Quall, Roberts, Rodne, Rolfes, Ross, Santos, Schmick, Seaquist, Sells, Short, Smith, Springer, Sullivan, Takko, Upthegrove, Van De Wege, Wallace, Walsh, White, Wood and Mr. Speaker.

Voting nay: Representatives Alexander, Angel, Armstrong, Chandler, Chase, Condotta, Crouse, DeBolt, Haler, Hasegawa, Hinkle, Kretz, Kristiansen, Ormsby, Shea, Simpson, Taylor, Warnick and Williams.

Excused: Representatives Anderson and Roach.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2921, having received the necessary constitutional majority, was declared passed.

RESOLUTION

HOUSE RESOLUTION NO. 4661, by Representatives Chopp, DeBolt, Roach, Green, Probst, Smith, Maxwell, Hunt, Rolfes, Blake, McCoy, Goodman, Darneille, Taylor, Morris, Priest, Herrera, Springer, Short, Kelley, Ericks, O'Brien, Linville, Kenney, Sullivan, Ormsby, Morrell, Hurst, Fagan, Takko, Anderson, Seaquist, Ross, Driscoll, Nealey, Van De Wege, Parker, Dammeier, Bailey, Armstrong, Walsh, Hudgins, Moeller, Jacks, Dunshee, Pettigrew, Alexander, Angel, Appleton, Campbell, Carlyle, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Dickerson, Eddy, Ericksen, Finn, Flannigan, Haigh, Haler, Hasegawa, Hinkle, Hope, Hunter, Johnson, Kagi, Kessler, Kirby, Klippert, Kretz, Kristiansen, Liias, McCune, Miloscia, Nelson, Orcutt, Orwall, Pearson, Pedersen, Quall, Roberts, Rodne, Santos, Schmick, Sells, Shea, Simpson, Upthegrove, Wallace, Warnick, White, Williams, and Wood

WHEREAS, Nearly eighty-six hundred men and women of the Washington National Guard continue to serve the country as guardians of American interests at home and abroad; and

WHEREAS, These recognized leaders in state, regional, and national preparedness, who reside in every legislative district throughout Washington, volunteer their time and put personal lives aside to serve the needs of the people of Washington state; and

WHEREAS, The Guard always answers the state's call in response to all emergency efforts and to protect lives and property; and

WHEREAS, The Washington Army and Air National Guard continue to provide critical mission support in both personnel and equipment to Operation Iraqi Freedom and Operation Enduring Freedom in Iraq and Afghanistan, respectively, and Operation Noble Eagle here at home; and

WHEREAS, The Guard continues to train and prepare for both natural disasters and threats to our national security; and

WHEREAS, The Guard continues to promote positive lifestyles and activities for Washington's youth through involvement in and support of highly effective drug prevention programs with school-aged children and community-based organizations and the continued success and ongoing work of the invaluable Washington Youth Academy; and

WHEREAS, The Guard continues to actively participate in the state's counterdrug efforts by providing soldiers, airmen, and specialized equipment to local, state, and federal law enforcement agencies; and

WHEREAS, The Guard adds value to communities by opening its readiness centers for public use, food banks, and other community and youth activities. The Guard continues to build upon these readiness centers and armories throughout the state to enhance education, add to quality of life, and increase economic vitality;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives express its thanks and appreciation to the devoted families and dedicated employers of our Washington National Guard soldiers and airmen for their support, without whom the Guard's missions could not be successful; and

BE IT FURTHER RESOLVED, That the House of Representatives recognize the value and dedication of a strong Washington National Guard to the viability, economy, safety, security, and well-being of this state, both through the outstanding performance of its state emergency and disaster relief mission, and through the continued benefit to local communities by the presence of productively employed, drug-free, well-equipped, and trained Guard units and the readiness centers and armories that house them; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to The Adjutant General of the Washington National Guard, the Governor of the State of Washington, the Secretaries of the United States Army and Air Force, and the President of the United States.

Representative Finn moved adoption of House Resolution No. 4661.

Representatives Finn, Bailey, Morrell and Rodne spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4661 was adopted.

SPEAKER'S PRIVILEGE

The Speaker (Representative Morris presiding) introduced Adjutant General Timothy Lowenberg and Brigadier General Daugherty to the Chamber and asked the members to acknowledge them.

SECOND READING

HOUSE BILL NO. 2483, by Representatives Hurst, O'Brien, Armstrong, Hunt, Rodne, Morrell, Appleton, Alexander, Eddy, Kelley, Sullivan, Carlyle, Rolfes, Roach, Green and Kirby

Concerning overseas and service voters.

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hurst and Armstrong spoke in favor of the passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of House Bill No. 2483.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2483, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Alexander, Angel, Appleton, Armstrong, Bailey, Blake, Campbell, Carlyle, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Dammeier, Darneille, DeBolt, Dickerson, Driscoll, Dunshee, Eddy, Ericks, Ericksen, Fagan, Finn, Flannigan, Goodman, Green, Haigh, Haler, Hasegawa, Herrera, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jacks, Johnson, Kagi, Kelley, Kenney, Kessler, Kirby, Klippert, Kretz, Kristiansen, Liias, Linville, Maxwell, McCoy, McCune, Miloscia, Moeller, Morrell, Morris, Nealey, Nelson, O'Brien, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Priest, Probst, Quall, Roberts, Rodne, Rolfes, Ross, Santos, Schmick, Seaquist, Sells, Shea, Short, Simpson, Smith, Springer, Sullivan, Takko, Taylor, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, White, Williams, Wood and Mr. Speaker.

Excused: Representatives Anderson and Roach.

HOUSE BILL NO. 2483, having received the constitutional majority, was declared passed.

HOUSE BILL NO. 2403, by Representatives Morrell, Kelley, Armstrong, Bailey, Hope, O'Brien, Klippert, Morris, Hurst, Hunt, Green, Roberts, Sells, McCune, Campbell, Nelson, Rolfes, Chase, Smith, Appleton, Maxwell, Sullivan, Dammeier, Upthegrove, Carlyle, Conway, Simpson, Orwall, Kenney, McCoy, Ormsby, Kretz and Haigh

Concerning military leave for public employees.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2403 was substituted for House Bill No. 2403 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2403 was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morrell and Armstrong spoke in favor of the passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2403.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2403, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Alexander, Angel, Appleton, Armstrong, Bailey, Blake, Campbell, Carlyle, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Dammeier, Darneille, DeBolt, Dickerson, Driscoll, Dunshee, Eddy, Ericks, Ericksen, Fagan, Finn, Flannigan, Goodman, Green, Haigh, Haler, Hasegawa, Herrera, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jacks, Johnson, Kagi, Kelley, Kenney, Kessler, Kirby, Klippert, Kretz, Kristiansen, Liias, Linville, Maxwell, McCoy, McCune, Miloscia, Moeller, Morrell, Morris, Nealey, Nelson, O'Brien, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Priest, Probst, Quall, Roberts, Rodne, Rolfes, Ross, Santos, Schmick, Seaquist, Sells, Shea, Short, Simpson, Smith, Springer, Sullivan, Takko, Taylor, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, White, Williams, Wood and Mr. Speaker.

Excused: Representatives Anderson and Roach.

SUBSTITUTE HOUSE BILL NO. 2403, having received the necessary constitutional majority, was declared passed.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 2196, by House Committee on Ways & Means (originally sponsored by Representatives Ericks and Ormsby).

Including service credit transferred from the law enforcement officers' and firefighters' retirement system plan 1 in the determination of eligibility for military service credit.

The bill was read the third time.

Representatives Ericks and Alexander spoke in favor of the passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2196.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2196, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Alexander, Angel, Appleton, Armstrong, Bailey, Blake, Campbell, Carlyle, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Dammeier, Darneille, DeBolt, Dickerson, Driscoll, Dunshee, Eddy, Ericks, Ericksen,

Fagan, Finn, Flannigan, Goodman, Green, Haigh, Haler, Hasegawa, Herrera, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jacks, Johnson, Kagi, Kelley, Kenney, Kessler, Kirby, Klippert, Kretz, Kristiansen, Liias, Linville, Maxwell, McCoy, McCune, Miloscia, Moeller, Morrell, Morris, Nealey, Nelson, O'Brien, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Priest, Probst, Quall, Roberts, Rodne, Rolfes, Ross, Santos, Schmick, Seaquist, Sells, Shea, Short, Simpson, Smith, Springer, Sullivan, Takko, Taylor, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, White, Williams, Wood and Mr. Speaker.

Excused: Representatives Anderson and Roach.

SUBSTITUTE HOUSE BILL NO. 2196, having received the necessary constitutional majority, was declared passed.

SUBSTITUTE HOUSE JOINT MEMORIAL NO. 4004, by House Committee on Transportation (originally sponsored by Representatives Van De Wege, Kessler, Rodne, Liias, Takko, Hurst, Jacks, Hasegawa, Kelley, Eddy, Seaquist, McCoy, Appleton, Hudgins, Morrell, Hope, Sullivan and Nelson).

Naming a certain portion of state route number 110 the "Operations Desert Shield and Desert Storm Memorial Highway."

The bill was read the third time.

Representatives Van De Wege and Rodne spoke in favor of the passage of the bill.

The Speaker (Representative Morris presiding) stated the question before the House to be the final passage of Substitute House Joint Memorial No. 4004.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Joint Memorial No. 4004, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Alexander, Angel, Appleton, Armstrong, Bailey, Blake, Campbell, Carlyle, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Dammeier, Darneille, DeBolt, Dickerson, Driscoll, Dunshee, Eddy, Ericks, Ericksen, Fagan, Finn, Flannigan, Goodman, Green, Haigh, Haler, Hasegawa, Herrera, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jacks, Johnson, Kagi, Kelley, Kenney, Kessler, Kirby, Klippert, Kretz, Kristiansen, Liias, Linville, Maxwell, McCoy, McCune, Miloscia, Moeller, Morrell, Morris, Nealey, Nelson, O'Brien, Orcutt, Ormsby, Orwall, Parker, Pearson, Pedersen, Pettigrew, Priest, Probst, Quall, Roberts, Rodne, Rolfes, Ross, Santos, Schmick, Seaquist, Sells, Shea, Short, Simpson, Smith, Springer, Sullivan, Takko, Taylor, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, White, Williams, Wood and Mr. Speaker.

Excused: Representatives Anderson and Roach.

SUBSTITUTE HOUSE JOINT MEMORIAL NO. 4004, having received the necessary constitutional majority, was declared passed.

There being no objection, the House advanced to the eleventh order of business.

COMMITTEE ASSIGNMENTS

The Speaker (Representative Morris presiding) announced the following changes to committee assignments:

Representative Maxwell was assigned to the Committee on Education Appropriations, replacing Representative Sullivan.

Representative Moeller was assigned to the Committee on Community & Economic Development & Trade, replacing Representative Sullivan.

Representative Wallace was removed from the Committee on Transportation.

There being no objection, the House adjourned until 10:00 a.m., January 25, 2010, the 15th Day of the Regular Session.

FRANK CHOPP, Speaker

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