

SIXTEENTH DAY

NOON SESSION

Senate Chamber, Olympia, Tuesday, January 27, 2009

The Senate was called to order at 12:00 noon by President Owen. No roll call was taken.

MOTION

On motion of Senator Eide, 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 26, 2009

SB 5125 Prime Sponsor, Senator Hewitt: Concerning the Washington horse racing commission Washington bred owners' bonus fund and breeder awards account. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Holmquist; Franklin; Honeyford and King.

Passed to Committee on Rules for second reading.

January 26, 2009

SB 5201 Prime Sponsor, Senator Franklin: Concerning billing for medical services provided through special education programs. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Becker; Marr; Murray and Parlette.

Passed to Committee on Rules for second reading.

January 26, 2009

SB 5248 Prime Sponsor, Senator Hobbs: Enacting the interstate compact on educational opportunity for military children. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators McAuliffe, Chair; Kauffman, Vice Chair, Early Learning; Oemig, Vice Chair, K-12; King; Brandland; Hobbs; Holmquist; Jarrett; McDermott; Roach and Tom.

Passed to Committee on Ways & Means.

January 26, 2009

SB 5257 Prime Sponsor, Senator Holmquist: Correcting statutory references. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Holmquist; Franklin; Honeyford and King.

Passed to Committee on Rules for second reading.

January 26, 2009

SB 5258 Prime Sponsor, Senator Kohl-Welles: Qualifying for good cause for late filing of reports, contributions, penalties, or interest. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Holmquist; Franklin; Honeyford and King.

Passed to Committee on Rules for second reading.

January 26, 2009

SB 5334 Prime Sponsor, Senator Jacobsen: Ordering a report on interjurisdictional financing methods. Reported by Committee on Natural Resources, Ocean & Recreation

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Jacobsen, Chair; Ranker, Vice Chair; Morton; Fraser; Hatfield and Swecker.

Passed to Committee on Ways & Means.

January 26, 2009

SB 5369 Prime Sponsor, Senator Franklin: Regarding counseling professions subject to the authority of the secretary of health. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 5369 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Becker; Marr; Murray and Parlette.

Passed to Committee on Rules for second reading.

January 26, 2009

SB 5460 Prime Sponsor, Senator Tom: Reducing the administrative cost of state government during the 2007-2009 and 2009-2011 fiscal biennia. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 5460 be substituted therefor, and the substitute bill do pass. Signed by Senators Prentice, Chair; Fraser, Vice Chair, Capital Budget Chair; Tom, Vice Chair, Operating Budget; Zarelli; Brandland; Hewitt; Hobbs; Honeyford;

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Keiser; Kline; Kohl-Welles; McDermott; Murray; Pflug; Pridemore and Schoesler.

Early Learning; Oemig, Vice Chair, K-12; King; Brandland; Hobbs; Holmquist; Jarrett; McDermott; Roach and Tom.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Carrell and Parlette.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

January 26, 2009

SB 5491 Prime Sponsor, Senator Brandland: Requiring school districts or educational service districts to purchase employee health insurance coverage through the state health care authority. Reported by Committee on Early Learning & K-12 Education

SGA 9098 CINDY ROAF, appointed on October 17, 2008, for the term ending June 30, 2012, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kauffman, Vice Chair, Early Learning; Oemig, Vice Chair, K-12; King; Brandland; Hobbs; Holmquist; Jarrett; McDermott; Roach and Tom.

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators McAuliffe, Chair; Kauffman, Vice Chair, Early Learning; Oemig, Vice Chair, K-12; King; Brandland; Hobbs; Holmquist; Jarrett; McDermott; Roach and Tom.

Passed to Committee on Rules for second reading.

Passed to Committee on Health & Long-Term Care.

MOTION

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

REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS

MOTION

January 26, 2009

SGA 9028 JIM DEPAEPE, appointed on October 22, 2008, for the term ending June 30, 2012, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

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

MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENTS

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kauffman, Vice Chair, Early Learning; Oemig, Vice Chair, K-12; King; Brandland; Hobbs; Holmquist; Jarrett; McDermott; Roach and Tom.

January 16, 2009
TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON
Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

Passed to Committee on Rules for second reading.

CONNIE NIVA, reappointed January 16, 2009, for the term ending September 30, 2014, as Member, Board of Regents, Washington State University.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

SGA 9051 THEODORE HOWARD II, appointed on May 5, 2008, for the term ending June 30, 2010, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

Referred to Committee on Higher Education & Workforce Development.

MOTION

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kauffman, Vice Chair, Early Learning; Oemig, Vice Chair, K-12; King; Brandland; Hobbs; Holmquist; Jarrett; McDermott; Roach and Tom.

On motion of Senator Eide, the appointee listed on the Gubernatorial Appointment report was referred to the committee as designated.

MOTION

Passed to Committee on Rules for second reading.

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

MESSAGE FROM THE HOUSE

January 26, 2009

SGA 9060 ROSHNI A JOKHI, appointed on October 17, 2008, for the term ending June 30, 2012, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

January 26, 2009

MR. PRESIDENT:
The House has passed the following bills:
HOUSE BILL NO. 1034,
HOUSE BILL NO. 1050,
and the same are herewith transmitted.

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Kauffman, Vice Chair,

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BARBARA BAKER, Chief Clerk

Referred to Committee on Labor, Commerce & Consumer Protection.

MESSAGE FROM THE HOUSE

SB 5565 by Senator Rockefeller

January 26, 2009

AN ACT Relating to limiting the use of certain solid fuel burning devices; and amending RCW 70.94.477.

MR. PRESIDENT:

The House has passed the following bills:
 ENGROSSED HOUSE BILL NO. 1049,
 and the same is herewith transmitted.

Referred to Committee on Environment, Water & Energy.

BARBARA BAKER, Chief Clerk

SB 5566 by Senators Regala and Prentice

MESSAGE FROM THE HOUSE

AN ACT Relating to harmonizing excise tax statutes with the streamlined sales and use tax agreement; and amending RCW 82.32.730, 82.08.050, 82.02.230, and 82.32.291.

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Referred to Committee on Ways & Means.

MR. PRESIDENT:

The Speaker has signed the following:
 SENATE CONCURRENT RESOLUTION NO. 8401,
 and the same is herewith transmitted.

SB 5567 by Senators Fraser and Rockefeller

BARBARA BAKER, Chief Clerk

AN ACT Relating to prospectively clarifying the measure of the taxes imposed on public utility districts as provided in chapter 54.28 RCW; amending RCW 54.28.011; and creating a new section.

MOTION

Referred to Committee on Ways & Means.

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

SB 5568 by Senators Tom, Rockefeller and Shin

INTRODUCTION AND FIRST READING

AN ACT Relating to enhancing tax collection tools for the department of revenue in order to promote fairness and administrative efficiency; amending RCW 82.32.330; and adding a new section to chapter 82.32 RCW.

SB 5561 by Senators Kline, Fairley and Kohl-Welles

AN ACT Relating to the installation of carbon monoxide alarms in dwelling units; amending RCW 59.18.060 and 59.18.130; adding a new section to chapter 43.44 RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Ways & Means.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5562 by Senators Morton, Hargrove, Jacobsen, Sheldon, Holmquist, Schoesler, Shin and Stevens

AN ACT Relating to protecting the ability of forest landowners to continue active forestry operations; amending RCW 7.48.305 and 7.48.310; and creating a new section.

SB 5569 by Senators Hobbs and Kastama

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5563 by Senators Franklin, Prentice, Keiser, Pflug, Zarelli, Benton, Kohl-Welles, Pridemore, Kline and Fairley

AN ACT Relating to hours of labor for health care employees; amending RCW 49.28.130 and 49.28.140; and adding a new section to chapter 49.12 RCW.

AN ACT Relating to improving the administration of state and local tax programs without impacting tax collections by providing greater consistency in numerous tax incentive programs, revising provisions relating to the confidentiality and disclosure of tax information, and amending statutes to improve clarity and consistency, eliminate obsolete provisions, and simplify administration; 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, 82.60.020, 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, 84.36.655, 42.56.230, 82.16.120, 82.32.330, 82.32.480, 82.60.100, 82.62.080, 82.63.070, 82.74.070, 82.75.060, 83.100.210, 39.100.050, 82.36.440, 82.38.280, 82.04.3651, 82.08.02573, 82.08.0273, 82.08.0293, 82.08.865, 82.12.035, 82.12.040, 82.12.865, 82.80.120, 83.100.040, 83.100.046, 82.04.280, 82.04.280, 29A.36.210, 36.68.525, 36.69.145, 82.03.140, 84.34.020, 84.36.040, 84.36.381, 84.37.030, 84.37.902, 84.40.042, 84.48.050, 84.52.030, 84.52.070, 84.52.080, 84.56.070, 84.60.050, 86.09.490, 87.03.265, and 87.03.270; amending 2006 c 300 s 12 (uncodified); reenacting and amending RCW 82.04.260, 82.32.590, 82.32.600, 82.04.050, and 84.36.383; adding new sections to chapter 82.32 RCW; adding a new section to chapter 82.75 RCW; adding a new section to chapter 35.102 RCW; creating new sections; repealing RCW

Referred to Committee on Health & Long-Term Care.

SB 5564 by Senators Kohl-Welles, Holmquist and Sheldon

AN ACT Relating to protecting consumers from breaches of security; amending RCW 19.255.010; adding new sections to chapter 19.255 RCW; and providing an effective date.

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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, 82.16.140, and 84.55.080; repealing 2005 c 301 s 5 (uncodified); providing a contingent effective date; and providing expiration dates.

Referred to Committee on Ways & Means.

SB 5570 by Senators Prentice, Schoesler, Shin and Holmquist

AN ACT Relating to providing a property tax exemption for real and personal property leased to public hospitals established under chapter 36.62 RCW; amending RCW 84.36.040; and creating new sections.

Referred to Committee on Ways & Means.

SB 5571 by Senators Oemig and Kohl-Welles

AN ACT Relating to requiring the use of electronic methods for taxes administered by the department of revenue, including filing of taxes, payment of taxes, assessment of taxes, and other taxpayer information; and amending RCW 82.32.135, 82.32.080, 82.32.085, 82.32.060, and 82.32.087.

Referred to Committee on Ways & Means.

SB 5572 by Senators Marr, Kohl-Welles, Zarelli, Roach, Jarrett, Swecker, Kilmer, Kline, Franklin, Rockefeller, Keiser, Benton, McAuliffe, Carrell, Pridemore, Haugen, Kauffman, Fairley and Eide

AN ACT Relating to improving quality, access, and stability of child care through providing collective bargaining for child care center directors and workers; amending RCW 41.56.028, 41.56.030, 41.56.113, 41.56.465, 41.04.810, 43.01.047, 43.215.350, and 74.15.020; reenacting and amending RCW 43.215.010; adding a new section to chapter 43.215 RCW; adding a new section to chapter 74.08A RCW; adding a new section to chapter 74.12 RCW; and creating new sections.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5573 by Senator Franklin

AN ACT Relating to the legal presumption from certification of medical records; and amending RCW 70.02.070.

Referred to Committee on Judiciary.

SB 5574 by Senators Kauffman, Kline, Tom, Hargrove, Oemig, Regala, Fairley, McAuliffe, McDermott, Fraser, Shin, Keiser and Kohl-Welles

AN ACT Relating to protecting consumer data in motor vehicles; amending RCW 46.63.020; adding a new section to chapter 48.30 RCW; adding a new chapter to Title 46 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5575 by Senators Jarrett, Pflug, Tom, Oemig and Shin

AN ACT Relating to creating Bellevue College; amending RCW 28B.10.020, 28B.10.022, 28B.10.025, 28B.10.280, 28B.10.300, 28B.10.350, 28B.10.400, 28B.10.401, 28B.10.405, 28B.10.407, 28B.10.410, 28B.10.415, 28B.10.417, 28B.10.420, 28B.10.485, 28B.10.487, 28B.10.500, 28B.10.550, 28B.10.560, 28B.10.567, 28B.10.590, 28B.10.600, 28B.10.605, 28B.10.640, 28B.10.650, 28B.10.685, 28B.10.700, 28B.10.703, 28B.15.005, 28B.15.014, 28B.15.025, 28B.15.041, 28B.15.051, 28B.15.067, 28B.15.100, 28B.15.520, 28B.15.522, 28B.15.526, 28B.15.527, 28B.15.540, 28B.15.543, 28B.15.545, 28B.15.555, 28B.15.556, 28B.15.558, 28B.15.605, 28B.15.725, 28B.15.730, 28B.15.740, 28B.15.750, 28B.15.756, 28B.15.794, 28B.15.820, 28B.15.910, 28B.15.915, 28B.35.370, 28B.35.710, 28B.35.751, 28B.35.790, 28B.50.030, 28B.50.252, 28B.50.465, 28B.76.020, and 28B.76.230; reenacting and amending RCW 28B.15.515 and 28B.15.621; adding a new chapter to Title 28B RCW; creating a new section; and providing an effective date.

Referred to Committee on Higher Education & Workforce Development.

SB 5576 by Senators Jarrett, Tom, Kilmer, Shin, Oemig and Kastama

AN ACT Relating to tuition waivers for state employees; and amending RCW 28B.15.558.

Referred to Committee on Higher Education & Workforce Development.

SB 5577 by Senators Jarrett, Rockefeller, Hargrove and Regala

AN ACT Relating to mandatory forms for use in dependency matters; and adding a new section to chapter 13.34 RCW.

Referred to Committee on Human Services & Corrections.

SB 5578 by Senators Schoesler, Honeyford, Morton and Delvin

AN ACT Relating to water resource management; amending RCW 90.44.035 and 90.44.050; and declaring an emergency.

Referred to Committee on Environment, Water & Energy.

SB 5579 by Senators McDermott and Oemig

AN ACT Relating to the deposit of public funds; and amending RCW 39.58.010, 35.38.060, 35.58.510, 36.48.060, and 43.08.280.

Referred to Committee on Ways & Means.

SB 5580 by Senators Pridemore, Brandland, Oemig, Fraser, Shin, Ranker, Rockefeller, Kline, Hargrove, Kauffman, Jarrett, Kohl-Welles, Murray, Marr, McDermott and Tom

AN ACT Relating to the time limits of school impact fee expenditures; amending RCW 82.02.070; and adding a new section to chapter 82.02 RCW.

Referred to Committee on Ways & Means.

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SB 5581 by Senators Delvin, Marr and Shin
AN ACT Relating to suncreening devices; and amending RCW 46.37.430.

Referred to Committee on Transportation.

SB 5582 by Senators Parlette and Becker
AN ACT Relating to the Washington state patrol chief for a day program; adding a new section to chapter 43.43 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5583 by Senators Marr, Honeyford, Rockefeller, Morton, Fraser, Sheldon and Shin

AN ACT Relating to improving the effectiveness of water bank authorization and exchange provisions; amending RCW 90.42.100, 39.34.200, 90.42.080, 90.03.255, and 90.44.055; adding new sections to chapter 90.42 RCW; adding a new section to chapter 90.03 RCW; and creating a new section.

Referred to Committee on Environment, Water & Energy.

SB 5584 by Senators Pridemore and Fraser
AN ACT Relating to land surveyors; amending RCW 18.43.020; and adding a new section to chapter 18.43 RCW.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5585 by Senators Jacobsen, Kohl-Welles and Keiser
AN ACT Relating to tax relief to promote employer-assisted housing; adding new sections to chapter 82.04 RCW; adding a new section to chapter 43.180 RCW; and providing expiration dates.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 5586 by Senator Jacobsen
AN ACT Relating to protecting public lands through off-road vehicle safety education and training; and adding new sections to chapter 46.09 RCW.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5587 by Senator Pridemore
AN ACT Relating to authorizing existing city and county real estate excise taxes to be expended on municipally owned heavy rail short lines; reenacting and amending RCW 82.46.035; and providing an expiration date.

Referred to Committee on Government Operations & Elections.

SB 5588 by Senators Pridemore, Tom and Murray
AN ACT Relating to administering, suspending, and eliminating boards and commissions; amending RCW 15.24.050, 15.26.100, 15.28.090, 15.44.038, 15.65.047,

15.65.270, 15.66.055, 15.66.130, 15.74.030, 15.76.170, 15.88.050, 15.89.070, and 16.67.070; adding a new section to chapter 34.05 RCW; adding a new section to chapter 28B.50 RCW; adding a new section to chapter 70.128 RCW; adding a new section to chapter 43.185B RCW; adding new sections to chapter 43.20A RCW; adding new sections to chapter 43.63A RCW; adding a new section to chapter 43.03 RCW; adding new sections to chapter 70.94 RCW; adding a new section to chapter 28B.108 RCW; adding a new section to chapter 43.46 RCW; adding a new section to chapter 18.250 RCW; adding a new section to chapter 46.66 RCW; adding a new section to chapter 70.195 RCW; adding a new section to chapter 18.20 RCW; adding a new section to chapter 36.93 RCW; adding a new section to chapter 39.10 RCW; adding new sections to chapter 43.34 RCW; adding a new section to chapter 27.48 RCW; adding new sections to chapter 43.31 RCW; adding new sections to chapter 26.19 RCW; adding new sections to chapter 74.13 RCW; adding new sections to chapter 44.04 RCW; adding a new section to chapter 43.121 RCW; adding a new section to chapter 43.136 RCW; adding a new section to chapter 70.96A RCW; adding a new section to chapter 35.78 RCW; adding a new section to chapter 43.32 RCW; adding new sections to chapter 2.53 RCW; adding a new section to chapter 19.16 RCW; adding a new section to chapter 43.160 RCW; adding a new section to chapter 72.78 RCW; adding a new section to chapter 76.15 RCW; adding a new section to chapter 89.08 RCW; adding new sections to chapter 43.101 RCW; adding a new section to chapter 36.78 RCW; adding new sections to chapter 43.105 RCW; adding a new section to chapter 82.58 RCW; adding a new section to chapter 50.40 RCW; adding a new section to chapter 28B.04 RCW; adding a new section to chapter 46.82 RCW; adding new sections to chapter 28A.175 RCW; adding a new section to chapter 70.198 RCW; adding a new section to chapter 43.215 RCW; adding a new section to chapter 43.15 RCW; adding a new section to chapter 43.162 RCW; adding a new section to chapter 43.163 RCW; adding new sections to chapter 90.71 RCW; adding a new section to chapter 43.06B RCW; adding new sections to chapter 38.52 RCW; adding a new section to chapter 70.168 RCW; adding a new section to chapter 44.39 RCW; adding a new section to chapter 18.44 RCW; adding a new section to chapter 43.22 RCW; adding a new section to chapter 70.112 RCW; adding a new section to chapter 89.10 RCW; adding a new section to chapter 28A.300 RCW; adding new sections to chapter 43.43 RCW; adding a new section to chapter 77.04 RCW; adding a new section to chapter 77.75 RCW; adding a new section to chapter 43.103 RCW; adding a new section to chapter 43.126 RCW; adding a new section to chapter 70.105E RCW; adding a new section to chapter 43.20 RCW; adding a new section to chapter 41.05 RCW; adding a new section to chapter 70.47A RCW; adding a new section to chapter 48.41 RCW; adding a new section to chapter 28B.115 RCW; adding new sections to chapter 48.62 RCW; adding new sections to chapter 27.34 RCW; adding new sections to chapter 28B.76 RCW; adding a new section to chapter 28B.12 RCW; adding a new section to chapter 79A.30 RCW; adding a new section to chapter 43.330 RCW; adding a new section to chapter 10.98 RCW; adding a new section to chapter 79A.25 RCW; adding a new section to chapter 18.225 RCW; adding new sections to chapter 77.85 RCW; adding a new section to chapter 47.64 RCW; adding a new section to chapter 28A.305 RCW; adding a new section to chapter 1.40 RCW; adding a new section to chapter 1.60 RCW; adding new sections to chapter 43.70 RCW; adding a new section to chapter 48.87 RCW; adding a new section to chapter 77.12 RCW; adding a new section to chapter 70.105D RCW; adding a new

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section to chapter 46.20 RCW; adding a new section to chapter 46.09 RCW; adding a new section to chapter 70.149 RCW; adding new sections to chapter 43.30 RCW; adding a new section to chapter 18.21 RCW; adding a new section to chapter 13.60 RCW; adding a new section to chapter 43.147 RCW; adding new sections to chapter 79A.75 RCW; adding a new section to chapter 28B.10 RCW; adding a new section to chapter 43.09 RCW; adding a new section to chapter 15.92 RCW; adding a new section to chapter 70.14 RCW; adding a new section to chapter 28A.195 RCW; adding a new section to chapter 2.70 RCW; adding a new section to chapter 42.56 RCW; adding a new section to chapter 36.102 RCW; adding a new section to chapter 41.04 RCW; adding a new section to chapter 17.21 RCW; adding a new section to chapter 77.95 RCW; adding a new section to chapter 74.18 RCW; adding a new section to chapter 28A.600 RCW; adding a new section to chapter 28A.160 RCW; adding a new section to chapter 28A.525 RCW; adding a new section to chapter 46.16 RCW; adding a new section to chapter 43.210 RCW; adding a new section to chapter 76.13 RCW; adding a new section to chapter 1.08 RCW; adding a new section to chapter 58.24 RCW; adding a new section to chapter 43.336 RCW; adding a new section to chapter 46.01 RCW; adding a new section to chapter 44.55 RCW; adding a new section to chapter 43.59 RCW; adding a new section to chapter 43.56 RCW; adding a new section to chapter 74.32 RCW; adding a new section to chapter 90.86 RCW; adding a new section to chapter 28C.04 RCW; creating new sections; and repealing RCW 77.85.110.

Referred to Committee on Government Operations & Elections.

SB 5589 by Senators Pridemore, Tom and Murray

AN ACT Relating to the consolidation of certain councils, boards, committees, and commissions; amending RCW 43.121.050, 70.190.010, 70.190.040, 70.190.100, 43.60A.010, 43.60A.080, 43.20.025, 43.101.280, 18.210.070, 70.118.110, 9.46.070, 67.16.010, 67.16.020, 67.16.101, 67.16.102, 67.16.105, 67.16.130, 67.16.140, 67.16.150, 67.16.160, 67.16.260, 67.16.270, 67.16.275, 67.16.280, 67.16.285, and 43.15.020; reenacting and amending RCW 2.56.030 and 43.79A.040; adding a new section to chapter 43.121 RCW; adding a new chapter to Title 43 RCW; creating new sections; repealing RCW 70.190.020, 43.60A.170, 43.131.405, 43.131.406, 43.113.005, 43.113.010, 43.113.020, 43.113.030, 43.115.010, 43.115.020, 43.115.030, 43.115.040, 43.115.045, 43.115.060, 43.115.900, 43.117.010, 43.117.020, 43.117.030, 43.117.040, 43.117.050, 43.117.060, 43.117.070, 43.117.080, 43.117.090, 43.117.100, 43.117.110, 43.117.900, 70.118.100, 67.16.012, 67.16.014, 67.16.015, 67.16.017, and 67.16.040; and providing an effective date.

Referred to Committee on Government Operations & Elections.

SB 5590 by Senators Jacobsen, Brandland, Ranker, Fraser and Shin

AN ACT Relating to liability of countywide flood control zone districts; and amending RCW 86.12.037.

Referred to Committee on Judiciary.

SB 5591 by Senators Kline, Pridemore, Fairley and McDermott

AN ACT Relating to whistleblower protection; amending RCW 42.40.010, 42.40.020, 42.40.030, and 42.40.050; amending 2008 c 266 s 1 (uncodified); and adding a new section to chapter 42.40 RCW.

Referred to Committee on Government Operations & Elections.

SB 5592 by Senators Oemig, Kline and McDermott

AN ACT Relating to modification of distributions from the city- county assistance account; amending RCW 43.08.290; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 5593 by Senators McAuliffe, King, Hobbs, Schoesler and Shin

AN ACT Relating to career and technical student organizations; and amending RCW 28A.300.380.

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

SB 5594 by Senator Jacobsen

AN ACT Relating to promoting the works of August Wilson; adding new sections to chapter 43.46 RCW; and making an appropriation.

Referred to Committee on Government Operations & Elections.

SB 5595 by Senators Keiser, King, Marr, Honeyford and Kohl-Welles

AN ACT Relating to the termination, cancellation, or nonrenewal of franchises between new motor vehicle dealers and manufacturers; amending RCW 46.96.080; and declaring an emergency.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5596 by Senator Jacobsen

AN ACT Relating to promoting safe winter recreation by supporting the continued operation of the northwest weather and avalanche center; adding a new section to chapter 46.10 RCW; adding new sections to chapter 79A.05 RCW; and creating a new section.

Referred to Committee on Transportation.

SB 5597 by Senators Jacobsen, Shin and Kline

AN ACT Relating to investigating Washington's ocean renewable energy resources; creating new sections; making an appropriation; and providing an expiration date.

Referred to Committee on Environment, Water & Energy.

SB 5598 by Senator Jacobsen

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AN ACT Relating to Washington's timber recovery fund board; reenacting and amending RCW 43.79A.040; adding a new section to chapter 76.44 RCW; adding a new chapter to Title 76 RCW; creating a new section; and providing an effective date.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5599 by Senators McDermott, Oemig, Kohl-Welles, Pridemore, Marr, Brown, Tom, Kline, McAuliffe, Regala and Shin

AN ACT Relating to approving the entry of Washington into the agreement among the states to elect the president by national popular vote on the same terms and conditions as entered into by the states of Hawaii, Illinois, Maryland, and New Jersey; amending RCW 29A.56.320; adding a new section to chapter 29A.56 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 5600 by Senator Prentice

AN ACT Relating to fiscal matters; amending RCW 28A.300.380, 28A.400.205, 28A.405.415, 28A.415.250, 28A.415.315, 28A.500.030, 28A.500.040, 28A.505.220, 28B.50.465, 28B.50.468, 28B.105.110, 41.48.060, 43.08.190, 43.10.180, 43.79.460, 43.215.125, 70.93.180, 74.08A.340, 74.31.060, 79.64.040, 79.105.150, and 84.52.0531; reenacting and amending RCW 43.135.045 and 70.105D.070; creating new sections; making appropriations; providing an expiration date; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5601 by Senator Franklin

AN ACT Relating to speech-language pathology assistants; amending RCW 18.35.010, 18.35.040, 18.35.095, 18.35.150, 18.35.205, and 18.35.260, and 18.130.040; adding new sections to chapter 18.35 RCW; and creating new sections.

Referred to Committee on Health & Long-Term Care.

SB 5602 by Senators Regala, Carrell and Kilmer

AN ACT Relating to conserving forest lands; and amending RCW 84.33.140 and 84.33.145.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5603 by Senators Fraser, Brandland and Shin

AN ACT Relating to economic stimulus bonds and related accounts; adding a new chapter to Title 43 RCW; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5604 by Senators Fraser and Brandland

AN ACT Relating to the economic stimulus capital budget; amending 2007 c 520 ss 2062, 2076, 2057, 3177, 5042, 5050, 5071, 5092, 5115, 5201, 5243, 5268, 5267, 5266, and

5270 (uncodified); creating new sections; making appropriations; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5605 by Senator Hargrove

AN ACT Relating to the time period during which sales and use tax for public facilities in rural counties may be collected; reenacting and amending RCW 82.14.370; and creating a new section.

Referred to Committee on Agriculture & Rural Economic Development.

SB 5606 by Senators Kastama, Shin and Murray

AN ACT Relating to creating the Washington investment in student excellence scholarship program; amending RCW 67.70.240; and adding a new chapter to Title 28B RCW.

Referred to Committee on Higher Education & Workforce Development.

SB 5607 by Senators McAuliffe, Pridemore, Kauffman, Marr, Hargrove, Regala, Franklin, Shin, Kline, Keiser and Kohl-Welles

AN ACT Relating to education; amending RCW 28A.150.210, 28A.150.220, 28A.150.315, 28A.150.250, 28A.150.260, 28A.150.380, 28A.150.410, 28A.160.150, 28A.165.055, 28A.180.080, 84.52.043, 84.55.005, 84.52.0531, and 84.52.0531; reenacting and amending RCW 28A.150.370; adding new sections to chapter 28A.150 RCW; adding new sections to chapter 43.79 RCW; creating new sections; providing an effective date; and providing expiration dates.

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

SB 5608 by Senators Franklin, Pflug, Fairley, Regala, Marr and Kohl-Welles

AN ACT Relating to genetic counselors; amending RCW 18.130.040; adding a new chapter to Title 18 RCW; creating a new section; and providing an effective date.

Referred to Committee on Health & Long-Term Care.

SB 5609 by Senators McDermott, Kline, Regala, Kohl-Welles and Jarrett

AN ACT Relating to legal representation of children in dependency proceedings; amending RCW 13.34.100; and creating a new section.

Referred to Committee on Human Services & Corrections.

SB 5610 by Senators Haugen, Delvin, Sheldon, Berkey, Jarrett and Shin

AN ACT Relating to the release of driving record abstracts for employment and risk management purposes; and amending RCW 46.52.130.

Referred to Committee on Transportation.

SB 5611 by Senators Hargrove and Stevens

AN ACT Relating to maintenance and construction activities in support of facilities used to house sexually violent predators; amending RCW 71.09.2501, 43.21C.270, 90.58.390, and 77.55.071; providing expiration dates; and declaring an emergency.

Referred to Committee on Human Services & Corrections.

SB 5612 by Senators Hargrove and Stevens

AN ACT Relating to medical support obligations; amending RCW 26.09.004, 26.09.105, 26.18.170, 26.23.050, 26.23.110, 74.20A.300, 74.20A.055, 74.20A.056, and 74.20A.059; and providing an effective date.

Referred to Committee on Human Services & Corrections.

SB 5613 by Senators Kohl-Welles, Keiser, Franklin, Kline, McDermott, Tom and Fraser

AN ACT Relating to authorizing the department of labor and industries to issue stop work orders for violations of certain workers' compensation provisions; and adding a new section to chapter 51.48 RCW.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5614 by Senators Kohl-Welles, Keiser, Franklin, Kline, McDermott and Fraser

AN ACT Relating to the recommendations of the joint legislative task force on the underground economy in the construction industry; amending RCW 18.27.030, 18.27.020, 18.27.060, 60.28.010, 60.28.040, and 50.12.070; adding new sections to chapter 18.27 RCW; adding a new section to chapter 35A.21 RCW; adding a new section to chapter 36.01 RCW; adding a new section to chapter 39.12 RCW; adding a new section to chapter 51.04 RCW; adding a new chapter to Title 43 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5615 by Senators Kohl-Welles, Kline, McDermott and Murray

AN ACT Relating to reclassifying possession of forty grams or less of marijuana from a misdemeanor to a class 2 civil infraction; amending RCW 69.50.4014, 69.50.408, 69.50.412, and 10.31.100; adding a new section to chapter 69.50 RCW; repealing RCW 69.50.425; and prescribing penalties.

Referred to Committee on Judiciary.

SB 5616 by Senators Shin, Kastama and Kilmer

AN ACT Relating to connecting business expansion and recruitment to customized training; amending RCW 28B.67.020, 28B.67.030, and 82.04.449; adding a new section to chapter 28B.67 RCW; and declaring an emergency.

Referred to Committee on Economic Development, Trade & Innovation.

SB 5617 by Senators Kauffman and McAuliffe

AN ACT Relating to the early learning advisory council; and amending RCW 43.215.090.

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

SB 5618 by Senators Kauffman, McAuliffe, Berkey, Shin, Murray and Kohl-Welles

AN ACT Relating to establishing a statewide dropout reengagement system; amending RCW 28A.310.180, 28A.305.190, 28B.50.030, 28B.50.535, and 28B.15.067; adding new sections to chapter 28A.175 RCW; and creating a new section.

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

SB 5619 by Senator Kauffman

AN ACT Relating to kindergarten entry assessment; and creating a new section.

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

SB 5620 by Senators Kauffman, Keiser and Ranker

AN ACT Relating to a quality rating and improvement system; and amending RCW 43.215.100.

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

SB 5621 by Senators Kline and Marr

AN ACT Relating to hearing examiner fees; and amending RCW 58.17.330.

Referred to Committee on Judiciary.

SB 5622 by Senator Kline

AN ACT Relating to aggravated retail theft; amending RCW 9A.56.360; reenacting and amending RCW 9.94A.515; and prescribing penalties.

Referred to Committee on Judiciary.

SB 5623 by Senator Kline

AN ACT Relating to documentation necessary to challenge acknowledgment of paternity; and amending RCW 26.26.375.

Referred to Committee on Human Services & Corrections.

SB 5624 by Senators Kauffman, Keiser, Berkey, Kline and Kohl-Welles

AN ACT Relating to student discipline policies; adding a new section to chapter 28A.600 RCW; and creating a new section.

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

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SB 5625 by Senators Haugen, Berkey, Hobbs, Shin and Ranker

AN ACT Relating to creating a state college; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Higher Education & Workforce Development.

SB 5626 by Senators Tom, Keiser, Kohl-Welles, McDermott and Kline

AN ACT Relating to imposing an additional cigarette tax and providing for the distribution of the tax revenue; amending RCW 43.79.480 and 70.146.030; reenacting and amending RCW 69.50.520; adding a new section to chapter 82.24 RCW; and providing an effective date.

Referred to Committee on Ways & Means.

SB 5627 by Senators McDermott, Kohl-Welles, Keiser, Kline and Pridemore

AN ACT Relating to contact with medical providers after appeals have been filed under industrial insurance; adding a new section to chapter 51.52 RCW; and creating new sections.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 5628 by Senators Haugen, Kastama, Delvin, Hobbs, Shin, Jacobsen, Kohl-Welles, Marr, McAuliffe, Berkey and Stevens

AN ACT Relating to internet protocol services; and adding a new section to chapter 80.36 RCW.

Referred to Committee on Economic Development, Trade & Innovation.

SB 5629 by Senators Kohl-Welles, Keiser, Fairley, Kline, Marr, Prentice, Franklin, Murray, King and Brown

AN ACT Relating to programs for the prevention of unintended pregnancies and sexually transmitted diseases; amending RCW 74.12.410; adding a new section to chapter 70.54 RCW; and creating new sections.

Referred to Committee on Health & Long-Term Care.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

HB 1034 by Representatives Morrell, Moeller, Kelley, Hurst, Miloscia, Hunt, Appleton and Chase

AN ACT Relating to rental or lease of armories; and amending RCW 38.20.010.

Referred to Committee on Government Operations & Elections.

EHB 1049 by Representatives Rolfes, Angel, Kelley, Smith, Conway, Hope, Hunt, Dammeier, Dunshee, Herrera, Seaquist, Armstrong, Moeller, Parker, Van De Wege, Johnson, Simpson, Rodne, Orwall, Haler, Lias, Short, Kirby, Green, Kenney, Goodman, Williams, Dickerson, McCoy, Appleton, Chase, Morrell, Sullivan, Sells, Newhouse, Upthegrove,

Kessler, Roach, Wallace, Bailey, Maxwell, McCune, Kretz, Condotta and Campbell

AN ACT Relating to veterans' relief; and amending RCW 73.08.005.,

Referred to Committee on Government Operations & Elections.

HB 1050 by Representatives Kelley, Hope, Rolfes, Johnson, Angel, Dammeier, Conway, Ross, Hunt, Herrera, Smith, Armstrong, Moeller, Parker, Rodne, Haler, Short, Shea, Chase, Morrell, Green, Sullivan, Newhouse, Upthegrove, Campbell, Kristiansen, Van De Wege, Wallace, Simpson, Bailey, Maxwell, McCune and Condotta

AN ACT Relating to veterans' scoring criteria; and amending RCW 41.04.010.

Referred to Committee on Government Operations & Elections.

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of Senate Bill No. 5597 which was referred to the Committee on Environment, Water & Energy.

MOTION

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

MOTION

Senator Marr moved adoption of the following resolution:

SENATE RESOLUTION
8608

By Senators Marr, Tom, Brown, Oemig, and Hobbs
WHEREAS, The high level of competition and enduring tradition of boys' high school cross country is well-established in the state of Washington; and

WHEREAS, The Nike Cross National Championships, completed December 6, 2008, in Portland, Oregon, demonstrated the spirited effort and exemplary sportsmanship common to the sport among runners, students, parents, and fans of Spokane, the state of Washington, and throughout the United States; and

WHEREAS, The most difficult accomplishment in the world of sports is to live up to high expectations and to reach the ultimate goal of a national championship; and

WHEREAS, In 2008 the North Central High School Boys' Cross Country team won their third consecutive state championship title followed by the Northwest regional championships, then entered the national championships ranked first in the nation on December 6, 2008; and

WHEREAS, In the 5K national championship cross country race the North Central High School Boys' Cross Country team triumphed over a total of 22 worthy teams from throughout the United States with a winning score of 134 points to become the Nike Cross National Champions; and

WHEREAS, The members of the North Central High School Boys' Cross Country team are Leon Dean, Adam Reed, Jeff Howard, Alexander Avila, Andrew Kimpel, Ben Johnston,

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Casey Adams, Brandon Ray, John Balch, Spencer Wordell, and Andrew Wordell; and

WHEREAS, The North Central High School team members distinguished themselves with their sportsmanship and determination; and

WHEREAS, The North Central High School Boys' Cross Country team under the leadership of coaches Jon Knight, Len Long, J.C. Hodgson, Dick Baker, Peter Lowe, Tracey Walters, and Brent Christiansen has brought distinction and pride to North Central High School, its students, supporters, and the entire Spokane community;

NOW, THEREFORE, BE IT RESOLVED, That in recognition of the outstanding accomplishments of the team members and the coaching staff, the Senate honors and congratulates the North Central High School Boys' Cross Country team; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Secretary of the Senate to the School District 81 School Board, the administration of North Central High School, and each of the players and coaches.

Senator Marr spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8608.

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

MOTION

At 12:07 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Wednesday, January 28, 2009.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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