

EIGHTEENTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, January 28, 2010

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

MOTION

On motion of Senator McDermott, 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, 2010

SB 5041 Prime Sponsor, Senator Kilmer: Increasing state contracts with veteran-owned businesses. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: That Substitute Senate Bill No. 5041 be substituted therefor, and the substitute bill do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; McDermott and Swecker.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6191 Prime Sponsor, Senator Parlette: Concerning the joint legislative audit and review committee. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; McDermott; Pridemore and Swecker.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6199 Prime Sponsor, Senator Franklin: Modifying the community renewal law. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; McDermott; Pridemore and Swecker.

Passed to Committee on Judiciary.

January 27, 2010

SB 6240 Prime Sponsor, Senator Keiser: Regulating joint underwriting associations. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6240 be substituted therefor, and the substitute bill do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin and McDermott.

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

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

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6258 Prime Sponsor, Senator Honeyford: Directing the utilities and transportation commission to study peak and off-peak electric rates. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: That Substitute Senate Bill No. 6258 be substituted therefor, and the substitute bill do pass. Signed by Senators Rockefeller, Chair; Honeyford; Delvin; Fraser; Holmquist; Marr; Morton; Oemig and Ranker.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6280 Prime Sponsor, Senator Murray: Concerning East Asian medicine practitioners. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 6280 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 27, 2010

SB 6283 Prime Sponsor, Senator Rockefeller: Regarding the Washington State University extension energy program's plant operations support program. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: That Substitute Senate Bill No. 6283 be substituted therefor, and the substitute bill do pass. Signed by Senators Rockefeller, Chair; Honeyford; Delvin; Fraser; Holmquist; Marr; Morton; Oemig and Ranker.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6286 Prime Sponsor, Senator Kline: Concerning the liability and powers of cities and flood control zone districts. Reported by Committee on Judiciary

MAJORITY recommendation: That Substitute Senate Bill No. 6286 be substituted therefor, and the substitute bill do pass. Signed by Senators Kline, Chair; Regala, Vice Chair; Carrell; Gordon; Kohl-Welles and Roach.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6288 Prime Sponsor, Senator Pridemore: Authorizing counties, cities, and towns to request background checks for

certain license applicants and licensees. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; McDermott; Pridemore and Swecker.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6298 Prime Sponsor, Senator Berkey: Authorizing limited deposits of public funds with credit unions. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6298 be substituted therefor, and the substitute bill do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin and McDermott.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6306 Prime Sponsor, Senator Schoesler: Regulating crop adjusters. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6306 be substituted therefor, and the substitute bill do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin; McDermott; Parlette and Schoesler.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6344 Prime Sponsor, Senator Fairley: Establishing contribution limits for city council campaigns. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: That Substitute Senate Bill No. 6344 be substituted therefor, and the substitute bill do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; McDermott; Pridemore and Swecker.

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

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6347 Prime Sponsor, Senator Ranker: Studying seawater desalination. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass. Signed by Senators Rockefeller, Chair; Delvin; Fraser; Marr; Morton; Oemig and Ranker.

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

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6356 Prime Sponsor, Senator Kilmer: Limiting access to law enforcement and emergency equipment and vehicles. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6356 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Swecker; Becker; Berkey; Delvin; Eide; Hatfield; Jacobsen; Kastama; Kauffman; Kilmer; King and Ranker.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6360 Prime Sponsor, Senator Hargrove: Establishing a program to verify the address of registered sex offenders and kidnapping offenders. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 6360 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Stevens; Brandland; Carrell and Kauffman.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6361 Prime Sponsor, Senator Brandland: Exempting a person's identifying information from public disclosure when submitted in the course of using the sex offender notification and registration program for the purpose of receiving notification regarding registered sex offenders. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 6361 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Stevens; Brandland; Carrell and Kauffman.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6365 Prime Sponsor, Senator Swecker: Exempting the motor vehicles of certain residents who are members of the armed services from the provisions of chapter 70.120A RCW. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass. Signed by Senators Rockefeller, Chair; Honeyford; Delvin; Fraser; Holmquist; Marr; Morton; Oemig and Ranker.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6369 Prime Sponsor, Senator Berkey: Addressing credit union regulatory enforcement powers. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin; McDermott; Parlette and Schoesler.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6370 Prime Sponsor, Senator Berkey: Regulating state-chartered commercial banks, trust companies, savings banks, and their holding companies. Reported by Committee on Financial Institutions, Housing & Insurance

EIGHTEENTH DAY, JANUARY 28, 2010

2010 REGULAR SESSION

MAJORITY recommendation: Do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin; McDermott; Parlette and Schoesler.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6371 Prime Sponsor, Senator McDermott: Concerning money transmitters. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6371 be substituted therefor, and the substitute bill do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin; McDermott and Parlette.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6380 Prime Sponsor, Senator Haugen: Concerning the purchase of wetland mitigation bank credits by the department of transportation. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6380 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Becker; Berkey; Delvin; Eide; Hatfield; Jacobsen; Kastama; Kilmer; King and Ranker.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6405 Prime Sponsor, Senator Berkey: Regarding escrow agents. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6405 be substituted therefor, and the substitute bill do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin; McDermott; Parlette and Schoesler.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6418 Prime Sponsor, Senator Marr: Regarding cities and towns annexed to fire protection districts. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; McDermott; Pridemore and Swecker.

Passed to Committee on Rules for second reading.

January 22, 2010

SB 6450 Prime Sponsor, Senator Eide: Requiring the department of licensing to establish continuing education requirements for court reporters. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Senators Kline, Chair; Regala, Vice Chair; Carrell; Gordon and Hargrove.

SB 6466 Prime Sponsor, Senator Shin: Authorizing advertising on school buses. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 6466 be substituted therefor, and the substitute bill do pass. Signed by Senators McAuliffe, Chair; Gordon; Hobbs; Holmquist; McDermott and Tom.

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

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6497 Prime Sponsor, Senator Keiser: Concerning direct practices. 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, 2010

SB 6524 Prime Sponsor, Senator King: Addressing unemployment insurance penalties and contribution rates for employers who are not "qualified employers." Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: That Substitute Senate Bill No. 6524 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Vice Chair; Holmquist; Franklin; Honeyford; King and Kline.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6525 Prime Sponsor, Senator Kohl-Welles: Correcting references in RCW 50.29.021(2)(c)(i), (c)(ii), and (3)(e), RCW 50.29.062(2)(b)(i)(B) and (2)(b)(iii), and RCW 50.29.063(1)(b) and (2)(a)(ii) to unemployment insurance statutes concerning employer experience rating accounts and contribution rates. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: That Substitute Senate Bill No. 6525 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Vice Chair; Holmquist; Franklin; Honeyford; King and Kline.

Passed to Committee on Rules for second reading.

January 26, 2010

SB 6540 Prime Sponsor, Senator Fairley: Transferring the combined fund drive from the department of personnel to the secretary of state. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; McDermott; Pridemore and Swecker.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6555 Prime Sponsor, Senator Tom: Removing state route number 908 from the state highway system. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Swecker; Becker; Berkey; Delvin; Eide; Hatfield; Jacobsen; Kastama; Kauffman; Kilmer; King and Ranker.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6577 Prime Sponsor, Senator Kastama: Modifying the statewide transportation system policy goals. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 6577 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Swecker; Becker; Berkey; Delvin; Eide; Hatfield; Jacobsen; Kastama; Kauffman; Kilmer; King and Ranker.

Passed to Committee on Rules for second reading.

January 27, 2010

SB 6609 Prime Sponsor, Senator Kastama: Concerning infrastructure financing for local governments. Reported by Committee on Economic Development, Trade & Innovation

MAJORITY recommendation: That Substitute Senate Bill No. 6609 be substituted therefor, and the substitute bill do pass. Signed by Senators Kastama, Chair; Shin, Vice Chair; Zarelli; Delvin; Eide and Kilmer.

Passed to Committee on Ways & Means.

January 27, 2010

SB 6637 Prime Sponsor, Senator Franklin: Increasing the small business credit for the business and occupation tax. Reported by Committee on Economic Development, Trade & Innovation

MAJORITY recommendation: Do pass. Signed by Senators Kastama, Chair; Shin, Vice Chair; Zarelli; Delvin; Eide and Kilmer.

Passed to Committee on Ways & Means.

January 27, 2010

SB 6715 Prime Sponsor, Senator Berkey: Modifying surplus line coverage provisions. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 6715 be substituted therefor, and the substitute bill do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Franklin; Parlette and Schoesler.

Passed to Committee on Rules for second reading.

January 27, 2010

SJR 8218 Prime Sponsor, Senator Carrell: Amending the state Constitution so that offenses that may result in a mandatory life sentence upon conviction are not bailable by sufficient sureties. Reported by Committee on Judiciary

MAJORITY recommendation: That Substitute Senate Joint Resolution No. 8218 be substituted therefor, and the substitute joint resolution do pass. Signed by Senators Kline, Chair; Regala, Vice Chair; Carrell; Gordon; Kohl-Welles and Roach.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

January 26, 2010

SGA 9222 DANIEL O'NEAL, reappointed on July 1, 2009, for the term ending June 30, 2015, as Member of the Transportation Commission. Reported by Committee on Transportation

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Haugen, Chair; Marr, Vice Chair; Becker; Berkey; Delvin; Eide; Hatfield; Kastama; Kauffman; Kilmer; King; Ranker and Sheldon.

Passed to Committee on Rules for second reading.

MOTION

On motion of McDermott, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Senate Bill No. 6405 which was referred to the Committee on Rules.

MOTION

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

MESSAGE FROM THE GOVERNOR GUBERNATORIAL APPOINTMENTS

January 27, 2010

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

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

SUSAN DREYFUS, appointed May 18, 2009, for the term ending at the governor's pleasure, as a Director of the Department of Social and Health Services.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Human Services & Corrections.

MOTION

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

MOTION

EIGHTEENTH DAY, JANUARY 28, 2010

2010 REGULAR SESSION

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

MESSAGE FROM THE HOUSE

January 27, 2010

MR. PRESIDENT

The House has passed:

SUBSTITUTE HOUSE BILL 1329

SUBSTITUTE HOUSE BILL 2998

and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6791 by Senators Hargrove and McAuliffe

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 & Corrections.

SB 6792 by Senators Hatfield, King, Marr and Shin

AN ACT Relating to extending the agribusiness purposes exemption for certain commercial driver's license applicants; amending RCW 46.25.060; and providing an expiration date.

Referred to Committee on Agriculture & Rural Economic Development.

SB 6793 by Senator Kohl-Welles

AN ACT Relating to unemployment benefits and taxes.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6794 by Senators Haugen and Shin

AN ACT Relating to coordination of natural resource landowner incentive programs by the conservation commission; and adding a new section to chapter 89.08 RCW.

Referred to Committee on Agriculture & Rural Economic Development.

SB 6795 by Senators McAuliffe, Regala, Berkey and Shin

AN ACT Relating to electronic timekeeping for home care agencies; adding a new section to chapter 74.39A RCW; and creating a new section.

Referred to Committee on Health & Long-Term Care.

SB 6796 by Senators Gordon, Prentice, Hargrove, Oemig, Kline, Eide, Jacobsen, Shin and Keiser

AN ACT Relating to assessing a business and occupation tax surcharge on automatic teller fees in excess of one dollar and fifty cents; adding a new section to chapter 82.04 RCW; creating a new section; and providing an effective date.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6797 by Senators Tom, Gordon and Fairley

AN ACT Relating to voters' pamphlets; and amending RCW 29A.32.220.

Referred to Committee on Government Operations & Elections.

SB 6798 by Senators Kauffman, Franklin, McAuliffe, Hobbs, Marr, Prentice, Eide, Shin and Kline

AN ACT Relating to implementing recommendations of the achievement gap oversight and accountability committee; adding a new section to chapter 28A.300 RCW; and creating a new section.

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

SB 6799 by Senators Honeyford, King, Schoesler, Delvin, McCaslin and Becker

AN ACT Relating to introducing private competition in industrial insurance coverage; amending RCW 51.16.140, 51.32.073, 51.44.010, 51.44.020, and 51.44.030; adding new sections to chapter 51.08 RCW; adding a new section to chapter 48.19 RCW; adding new sections to chapter 51.44 RCW; adding a new section to chapter 51.16 RCW; adding a new chapter to Title 51 RCW; creating new sections; and providing an effective date.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6800 by Senators Kline, McAuliffe, Jacobsen and Gordon

AN ACT Relating to discrimination in public schools; and adding a new section to chapter 28A.640 RCW.

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

SJM 8026 by Senators Regala, Hargrove, Brandland, Kohl-Welles, Stevens, Shin, Carrell, Hatfield, Jacobsen, Ranker, Oemig, Eide, Marr, McDermott, Haugen, Hobbs, Kilmer, Kline, Berkey, Kauffman, Prentice, Tom, Gordon, Fraser, McAuliffe, Franklin and Keiser

Requesting the Interstate Commission for Adult Offender Supervision immediately initiate its emergency rule-making process.

Referred to Committee on Human Services & Corrections.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

SHB 1329 by House Committee on Ways & Means (originally sponsored by Representatives Pettigrew, Conway, Kagi, Hunt, Seaquist, Sells, Priest, Kenney, Ormsby, Wood, Haigh, White, Chase, Herrera, Morrell, Lias, Green, Cody, Appleton, Hasegawa, Carlyle, Simpson, McCoy, Sullivan, Orwall, Goodman, Campbell, Hudgins, Moeller, Nelson and Santos)

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.

SHB 2998 by House Committee on Ways & Means (originally sponsored by Representatives Seaquist, Armstrong, Hunt, Kessler, Wallace, Conway and Darneille)

AN ACT Relating to suspension of certain monetary awards and salary increases; amending RCW 41.06.500 and 43.180.080; reenacting and amending RCW 41.06.133; creating a new section; and declaring an emergency.

Referred to Committee on Ways & Means.

MOTION

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

MOTION

At 12:03 p.m., on motion of Senator McDermott, the Senate adjourned until 10:00 a.m. Friday, January 29, 2010.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

1329-S	6450
Introduction & 1 st Reading	Committee Report
Messages	6466
2998-S	Committee Report
Introduction & 1 st Reading	6497
Messages	Committee Report
5041	6524
Committee Report	Committee Report
6191	6525
Committee Report	Committee Report
6199	6540
Committee Report	Committee Report
6240	6555
Committee Report	Committee Report
6258	6577
Committee Report	Committee Report
6280	6609
Committee Report	Committee Report
6283	6637
Committee Report	Committee Report
6286	6715
Committee Report	Committee Report
6288	6791
Committee Report	Introduction & 1 st Reading
6298	6792
Committee Report	Introduction & 1 st Reading
6306	6793
Committee Report	Introduction & 1 st Reading
6344	6794
Committee Report	Introduction & 1 st Reading
6347	6795
Committee Report	Introduction & 1 st Reading
6356	6796
Committee Report	Introduction & 1 st Reading
6360	6797
Committee Report	Introduction & 1 st Reading
6361	6798
Committee Report	Introduction & 1 st Reading
6365	6799
Committee Report	Introduction & 1 st Reading
6369	6800
Committee Report	Introduction & 1 st Reading
6370	8026
Committee Report	Introduction & 1 st Reading
6371	8218
Committee Report	Committee Report
6380	9222
Committee Report	Committee Report
6405	MESSAGE FROM GOVERNOR
Committee Report	Governatorial Appointments
Other Action	Susan Dreyfus
6418	Introduced
Committee Report	