EIGHTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, April 3, 2013

The Senate was called to order at 10:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Carrell and Frockt.

The Sergeant At Arms Color Guard consisting of sea cadets from the Capitol Battalion of the U.S. Naval Sea Cadets Corps, a joint unit of the United States Naval Sea Cadet Corps and the United States Navy League Cadet Corps, which are congressionally chartered, U.S. Navy-based organizations serving 11 to 17 year-old youths, including: Chief Petty Officer Svetlana (Lana) Sergojan; Seaman Apprentice Thomas Green; Seaman Recruit Cassandra Hager; and Seaman Recruit Alek Shackell presented the Colors.

The Reverend Stan Fowler of Edmonds, retired, former rector of St. Andrew's Episcopal Church, Seattle and serving as Associate Pastor at Trinity Episcopal Parish, Seattle offered the prayer.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

April 2, 2013

<u>SB 5857</u> Prime Sponsor, Senator King: Concerning vehicle-related fees. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5857 be substituted therefor, and the substitute bill do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Billig; Fain, Budget Leadership Cabinet; Harper; Litzow; Mullet; Rolfes and Sheldon.

MINORITY recommendation: Do not pass. Signed by Senators Brown; Ericksen; Schlicher and Smith.

Passed to Committee on Rules for second reading.

April 2, 2013

ESHB 1090 Prime Sponsor, Committee on Local Government: Increasing the dollar amount for construction of a dock that does not qualify as a substantial development under the shoreline management act. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hewitt; Kline; Parlette; Rolfes, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>SHB 1130</u> Prime Sponsor, Committee on Business & Financial Services: Modifying who is authorized to redeem an impounded vehicle. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain; Hatfield and Nelson.

Passed to Committee on Rules for second reading.

April 2, 2013

EHB 1132 Prime Sponsor, Representative Hayes: Authorizing spouses of United States armed forces members who died while in service or as a result of service to apply for gold star license plates. (REVISED FOR ENGROSSED: Authorizing certain family members of United States armed forces members who died while in service or as a result of service to apply for gold star license plates.) Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Benton, Vice Co-Chair; Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Billig; Brown; Fain, Budget Leadership Cabinet; Harper; Litzow; Mullet; Rolfes; Schlicher; Sheldon and Smith.

Passed to Committee on Rules for second reading.

April 2, 2013

SHB 1192 Prime Sponsor, Committee on Appropriations Subcommittee on General Government: Regarding license fees under Title 77 RCW for veterans with disabilities. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hargrove; Hewitt; Kline; Parlette; Rolfes, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

ESHB 1199 Prime Sponsor, Committee on Agriculture & Natural Resources: Ensuring hunter safety. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass as amended. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hewitt; Kline; Parlette; Rolfes, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

HB 1277 Prime Sponsor, Representative Sawyer: Concerning tribes holding conservation easements. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass as amended. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hewitt; Kline; Rolfes, Ranking Member.

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

Passed to Committee on Rules for second reading.

April 2, 2013

ESHB 1294 Prime Sponsor, Committee on Environment: Concerning flame retardants. Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: Do pass as amended. Signed by Senators Ericksen, Chair; Sheldon, Vice Chair; Chase; Cleveland; Honeyford and Litzow.

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

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Billig; Ranker, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

SHB 1323 Prime Sponsor, Committee on Agriculture & Natural Resources: Regarding the sea cucumber dive fishery. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass as amended. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hargrove; Hewitt; Kline; Parlette; Rolfes, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1326</u> Prime Sponsor, Representative Ryu: Addressing the consumer loan act. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain; Hatfield and Nelson.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1447</u> Prime Sponsor, Representative Fey: Modifying the boundaries of certain heavy haul corridors. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Benton, Vice Co-Chair; Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Billig; Brown; Ericksen; Fain, Budget Leadership Cabinet; Harper; Litzow; Mullet; Rolfes; Schlicher; Sheldon and Smith.

Passed to Committee on Rules for second reading.

April 2, 2013

EHB 1493 Prime Sponsor, Representative Springer: Concerning the property taxation of mobile homes and park model trailers. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass as amended. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain and Nelson.

Passed to Committee on Rules for second reading.

April 2, 2013

ESHB 1496 Prime Sponsor, Committee on Community Development, Housing & Tribal Affairs: Concerning hunting-related enforcement actions involving tribal members. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass as amended. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hewitt; Kline; Rolfes, Ranking Member.

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

Passed to Committee on Rules for second reading.

April 2, 2013

<u>SHB 1498</u> Prime Sponsor, Committee on Environment: Improving reports on electronic waste collection. Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: Do pass. Signed by Senators Ericksen, Chair; Sheldon, Vice Chair; Billig; Brown; Chase; Cleveland; Honeyford; Litzow; Ranker, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

HB 1570 Prime Sponsor, Representative Kretz: Concerning filing requirements for property tax exemption claims for certain improvements to benefit fish and wildlife habitat, water quality, or water quantity. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hargrove; Hewitt; Kline; Parlette; Rolfes, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

2SHB 1764 Prime Sponsor, Committee on Appropriations: Concerning geoduck diver licenses. Reported by Committee on Natural Resources & Parks

MAJORITY recommendation: Do pass as amended. Signed by Senators Pearson, Chair; Smith, Vice Chair; Hewitt; Kline; Parlette; Rolfes, Ranking Member.

Passed to Committee on Ways & Means.

April 2, 2013

EHB 1826 Prime Sponsor, Representative Morris: Updating integrated resource plan requirements to address changing energy markets. Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: Do pass as amended. Signed by Senators Ericksen, Chair; Sheldon, Vice Chair;

Billig; Brown; Chase; Cleveland; Honeyford; Litzow; Ranker, Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>SHB 1866</u> Prime Sponsor, Committee on Appropriations: Concerning the joint center for aerospace technology innovation. Reported by Committee on Trade & Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Braun, Chair; Smith, Vice Chair; Baumgartner; Holmquist Newbry; Schlicher and Shin.

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

Passed to Committee on Ways & Means.

April 2, 2013

SHB 1883 Prime Sponsor, Committee on Transportation: Simplifying and updating statutes related to fuel tax administration. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Benton, Vice Co-Chair; Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Billig; Brown; Fain, Budget Leadership Cabinet; Harper; Litzow; Mullet; Rolfes and Schlicher.

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

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1892</u> Prime Sponsor, Representative Reykdal: Modifying certain provisions regarding transportation benefit districts. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Billig; Fain, Budget Leadership Cabinet; Harper; Litzow; Mullet; Rolfes; Schlicher and Sheldon.

MINORITY recommendation: Do not pass. Signed by Senators Benton, Vice Co-Chair; Brown and Smith.

Passed to Committee on Rules for second reading.

April 2, 2013

SHB 1941 Prime Sponsor, Committee on Transportation: Concerning the adjudication of tolls and accompanying civil penalties. Reported by Committee on Transportation

MAJORITY recommendation: Do pass as amended. Signed by Senators Benton, Vice Co-Chair; Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Billig; Brown; Ericksen; Fain, Budget Leadership Cabinet; Harper; Litzow; Mullet: Rolfes: Schlicher: Sheldon and Smith.

Passed to Committee on Rules for second reading.

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ESHB 1950 Prime Sponsor, Committee on Environment: Designating certain hydroelectric generation from a generation facility located in irrigation pipes, irrigation canals, and wastewater pipes as an eligible renewable resource under chapter 19.285 RCW. (REVISED FOR ENGROSSED: Designating certain hydroelectric generation from a generation facility located in irrigation pipes, irrigation canals, water pipes whose primary purpose is for conveyance of water for domestic use, and wastewater pipes as an eligible renewable resource under chapter 19.285 RCW.) Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: Do pass as amended. Signed by Senators Ericksen, Chair; Sheldon, Vice Chair; Brown; Chase and Honeyford.

MINORITY recommendation: Do not pass. Signed by Senators Billig; Cleveland; Litzow; Ranker, Ranking Member.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

April 2, 2013

SGA 9089 MARC DAUDON, appointed on May 18, 2011, for the term ending June 30, 2014, as Member of the Energy Northwest. Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Sheldon, Vice Chair; Billig; Brown; Chase; Cleveland; Litzow; Ranker, Ranking Member.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Ericksen, Chair and Honeyford.

Passed to Committee on Rules for second reading.

MOTION

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

MOTION

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

INTRODUCTION AND FIRST READING

SB 5891 by Senators Hill and Hargrove

AN ACT Relating to state technology expenditures; amending RCW 41.06.142, 43.41A.075, 43.41A.025, 39.26.100, 43.41A.010, and 43.88.092; adding a new section to chapter 43.41 RCW; and creating new sections.

Referred to Committee on Ways & Means.

SB 5892 by Senators Hargrove and Kline

AN ACT Relating to reducing corrections costs; amending RCW 9.94A.517, 9.94A.190, 9.94A.729, and 70.48.130; adding a new section to chapter 9.94A RCW; adding a new section to chapter 70.41 RCW; creating new sections; providing effective dates; and declaring an emergency.

Referred to Committee on Ways & Means.

SB 5893 by Senators Hill, Tom and Bailey

AN ACT Relating to a surcharge on tuition fees charged to international students; and adding a new section to chapter 28B.15 RCW.

Referred to Committee on Ways & Means.

SB 5894 by Senator Becker

AN ACT Relating to authorizing the medicaid expansion while ensuring state financial protections, increasing consumer engagement and choice, and establishing expectations for improved health outcomes; amending RCW 74.09.055; reenacting and amending RCW 74.09.010, 74.09.510, 74.09.522, and 74.09.053; adding new sections to chapter 74.09 RCW; creating a new section; repealing RCW 74.09.035, 70.47.002, 70.47.005, 70.47.010, 70.47.015, 70.47.020, 70.47.030, 70.47.040, 70.47.050, 70.47.060, 70.47.0601, 70.47.070, 70.47.080, 70.47.090, 70.47.110, 70.47.115, 70.47.120, 70.47.130, 70.47.140, 70.47.150, 70.47.160, 70.47.170, 70.47.200, 70.47.201, 70.47.210, 70.47.220, 70.47.230, 70.47.240, 70.47.250, 70.47.900, 70.47.901, and 70.47.902; and providing effective dates.

Referred to Committee on Ways & Means.

SB 5895 by Senators Hill and Hargrove

AN ACT Relating to education funding; amending RCW 43.135.025, 43.135.034, 82.45.100, 82.16.020, 82.18.040, 67.70.190, 28A.525.010, 28A.525.020, 28A.515.320, 39.42.140, and 84.52.067; reenacting and amending RCW 82.45.060 and 43.135.045; adding a new section to chapter 28A.150 RCW; adding a new section to chapter 82.08 RCW; creating new sections; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on Ways & Means.

MOTION

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

MOTION

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

MOTION

Senator Baumgartner moved adoption of the following resolution:

SENATE RESOLUTION 8646

By Senators Baumgartner, Schoesler, Padden, Smith, Billig, and Holmquist Newbry

WHEREAS, The annual Spokane Lilac Festival is a favored tradition of the people of Spokane County and the Inland Northwest; and

WHEREAS, 2013 marks the 75th anniversary of the Spokane Lilac Festival, which embraces the theme of "Lilac Legacy--Alive at 75": and

WHEREAS, The Lilac Festival began in 1938 under the guidance of the Associated Garden Clubs and the Spokane Floral Association as a way to celebrate the beautiful Lilac City, Spokane, and its growing popularity as a Washington destination; and

WHEREAS, In 1950, after the establishment of Armed Forces Day, the 92nd Bomb Wing of Geiger Field joined the festival parade as the official color guard of the Lilac Festival. This partnership with the Armed Forces continues today and is the nation's largest Armed Forces Parade; and

WHEREAS, The missions and goals of the Spokane Lilac Festival are to honor local military personnel, recognize outstanding area youth, showcase and celebrate Spokane and the Inland Northwest community, foster goodwill with other Northwest communities, give our youth and local organizations in the area an opportunity to display their abilities and talents, and act as a business stimulus both during the festival and throughout the year; and

WHEREAS, The Spokane Lilac Festival, a nonprofit organization operated entirely by volunteers, provides over 18,000 dollars in scholarships to members of the Royalty program and trains the members of the Royalty program in speech, military protocol, etiquette, self-defense, intercultural exchange, modeling, and the importance of volunteerism; and

WHEREAS, The volunteer aspect of the Spokane Lilac Festival continues to expand each year with projects such as visiting and serving at area hospitals, including Shriners Hospital for Children, veterans centers, retirement centers, and homeless shelters; reading at elementary schools, including Read Across America; participating in the Salvation Army's Clothe-a-Child program; working at Santa Express, a fund-raising arm of the Vanessa Behan Crisis Nursery; supporting the airmen and airwomen at Fairchild Air Force Base through Operation Cookie Drop; and participating in Make-a-Wish, Bloomsday, and the Associated Garden Club Annual Plant Sale; and

WHEREAS, Each year, thousands of volunteer hours are donated to the success of the festival including the "Lilac Loons" who discretely paint lilac blossoms on numerous streets and intersections to promote the festival, the "Float Toads" who design, build, and decorate each year's float, the "Parade Krewe" who oversee and produce the nation's largest Armed Forces Torchlight Parade, and the "Purple Coaters" who make up the Board of Directors of the festival and along with the Royalty Court serve as ambassadors to over 20 outlying parades and festivals each year; and

WHEREAS, This year's Festival Royalty Court includes Queen Brett Rountree of Central Valley High School and Princesses Katie Heitkemper of Lewis and Clark High School, Devyn Russell of Northwest Christian High School, Michelle Tatko of Ferris High School, Hailey Hyde of Saint George's High School, Emily Staker of Gonzaga Prep, and Savannah Sundseth of Mead High School;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate recognize and honor the many contributions made to our state by the Spokane Lilac Festival, its

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organizers both past and present, and the Royalty Courts for the past seventy-five years; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the 2013 Lilac Festival Officers and the Festival Royalty Court.

Senators Baumgartner, Billig and Smith spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8646.

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

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Queen Brett Rountree, Central Valley High School, the City of Spokane's 2013 Lilac Festival Queen who was seated at the rostrum.

REMARKS BY MISS BRETT ROUNTREE

Miss Brett Rountree: "Good morning, Mr. President, members of the Washington State Senate, guests, family and friends. My name is Brett Rountree and I have the distinct privilege of being the 2013 Spokane Lilac Festival Queen. It's a huge honor to be here today on behalf of the Spokane Lilac Festival. So far in my brief time as queen I've learned that my job goes so far deeper than just wearing a crown and waving in a parade. Every event in which the Royal Court and I participate reflects some portion of the Lilac Festival mission statement: Honoring our military; Recognizing our youth; and Showcasing Spokane in our region throughout the Northwest and beyond. Yes, we do have a parade. As you heard earlier it's the largest Armed Forces Torchlight Parade in the country. But what sets our festival apart is our commitment to the military and this commitment, it doesn't begin and end on the third Saturday in May. This past Christmas, for example, we bagged hundreds of cookies for 'Operation Cookie Drop.' These bags were given to Fairchild Airmen who wouldn't be going home for the holidays. We spent time talking to Fairchild Air Force Base officers and enlisted airmen, reading to first and second graders at Michael Anderson Elementary, touring the maintenance and medical facility as well as the base tower. We were also given the opportunity to see a static display of K-135 and, later, discover what it felt like to fly that plane while refueling another plane in the flight simulator. And most recently we attended 92nd Air Refueling Wing Command Chief Rudy Lopez's retirement ceremony. At every turn we saw the men and women of Fairchild giving of themselves to offer us the freedoms that we take for granted every day. Now, early on in our Royal journey we were challenged to reflect on the quote by James Fraude, 'The essence of true nobility is neglect itself.' This statement has become our personal guide. We have done a lot of volunteering around Spokane including serving with Santa Express which is the fundraising arm of the Vanessa Behan Crisis Nursery. We helped underprivileged children pick out clothing during Salvation Army Cloth a Child. We served dinner at the Union Gospel Mission. We've read to elementary schools everywhere in Spokane during 'Read Across America.' We've also been given the opportunity to sing the National Anthem at the Spokane Veterans Home as well as all four State B National Boys Basketball Games. But my favorite, a little while ago we teamed up with Make A Wish Foundation and we were able to fulfill a little girl with a terminally ill disease, to fulfill her princess dreams and she was granted a trip to Walt Disney World. The Spokane Lilac Festival and the Royal Court are Spokane's ambassadors as we travel during the parade season but most of our parades are right here in Washington and we would love it to see most of you at one of those parades and for a second year in a row, our role as ambassadors is taking us wide and far. After last year's successful trip to Jilin City in China, this year we are going to be joining the 2013 Lilac President Christine Leva as well as Mayor David Condon on a trip to Limerick Ireland. But, before we do any traveling we have a parade to do so now I would like to personally invite all of you to the Spokane Lilac Festival Parade, Seventy Fifty Diamond Anniversary, Saturday, May 18 to experience the Lilac legacy for yourself. Alive at seventy five. Thank you so much for this amazing opportunity today and for the recognition and honor of the Spokane Lilac Festival."

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced the members of the Lilac Festival Royal Court: Princess Devyn Russell, Northwest Christian High School; Princess Hailey Hyde, Saint George's High School; and Princess Savannah Sundseth, Mead High School and representatives of the Spokane Lilac Festival Association: Mrs. Christine Leva, 2013 President; Mrs. Claire Patton, 2012 First Lady and Chaperone; Ms. Shelley Sholl, Chaperone; Ms. Keisha Rountree, Queen Mum and Chaperone who were present in the gallery and recognized by the Senate.

MOTION

On motion of Senator Fain, the Senate reverted to the seventh order of business.

THIRD READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Mullet moved that Scott Jarvis, Gubernatorial Appointment No. 9207, be confirmed as Director of the Department of Financial Institutions.

Senators Mullet, Hobbs and Benton spoke in favor of passage of the motion.

MOTION

On motion of Senator Rivers, Senator Carrell was excused.

MOTION

On motion of Senator Billig, Senator Frockt was excused.

APPOINTMENT OF SCOTT JARVIS

The President declared the question before the Senate to be the confirmation of Scott Jarvis, Gubernatorial Appointment No. 9207, as Director of the Department of Financial Institutions.

The Secretary called the roll on the confirmation of Scott Jarvis, Gubernatorial Appointment No. 9207, as Director of the Department of Financial Institutions and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow,

McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senators Carrell and Frockt

Scott Jarvis, Gubernatorial Appointment No. 9207, having received the constitutional majority was declared confirmed as Director of the Department of Financial Institutions.

THIRD READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Schoesler moved that Donald McQuary, Gubernatorial Appointment No. 9049, be confirmed as a member of the Board of Trustees, Walla Walla Community College District No. 20

Senator Schoesler spoke in favor of the motion.

APPOINTMENT OF DONALD MCQUARY

The President declared the question before the Senate to be the confirmation of Donald McQuary, Gubernatorial Appointment No. 9049, as a member of the Board of Trustees, Walla Walla Community College District No. 20.

The Secretary called the roll on the confirmation of Donald McQuary, Gubernatorial Appointment No. 9049, as a member of the Board of Trustees, Walla Walla Community College District No. 20 and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senators Carrell and Frockt

Donald McQuary, Gubernatorial Appointment No. 9049, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Walla Walla Community College District No. 20.

THIRD READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Rolfes moved that Darlene Peters, Gubernatorial Appointment No. 9059, be confirmed as a member of the Board of Trustees, Olympic Community College District No. 3.

Senators Rolfes and Schlicher spoke in favor of passage of the motion.

MOTION

On motion of Senator Billig, Senator Murray was excused.

APPOINTMENT OF DARLENE PETERS

The President declared the question before the Senate to be the confirmation of Darlene Peters, Gubernatorial Appointment No. 9059, as a member of the Board of Trustees, Olympic Community College District No. 3. The Secretary called the roll on the confirmation of Darlene Peters, Gubernatorial Appointment No. 9059, as a member of the Board of Trustees, Olympic Community College District No. 3 and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senators Carrell and Murray

Darlene Peters, Gubernatorial Appointment No. 9059, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Olympic Community College District No. 3.

THIRD READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Kohl-Welles moved that Julie McCulloch, Gubernatorial Appointment No. 9047, be confirmed as a member of the Board of Trustees, Peninsula Community College District No. 1

Senator Kohl-Welles spoke in favor of the motion.

APPOINTMENT OF JULIE MCCULLOCH

The President declared the question before the Senate to be the confirmation of Julie McCulloch, Gubernatorial Appointment No. 9047, as a member of the Board of Trustees, Peninsula Community College District No. 1.

The Secretary called the roll on the confirmation of Julie McCulloch, Gubernatorial Appointment No. 9047, as a member of the Board of Trustees, Peninsula Community College District No. 1 and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senators Carrell and Murray

Julie McCulloch, Gubernatorial Appointment No. 9047, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Peninsula Community College District No. 1.

THIRD READING CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Hatfield moved that Thuy Vo, Gubernatorial Appointment No. 9039, be confirmed as a member of the Board of Trustees, Lower Columbia Community College District No. 13.

Senator Hatfield spoke in favor of the motion.

APPOINTMENT OF THUY VO

The President declared the question before the Senate to be the confirmation of Thuy Vo, Gubernatorial Appointment No. 9039, as a member of the Board of Trustees, Lower Columbia Community College District No. 13.

The Secretary called the roll on the confirmation of Thuy Vo, Gubernatorial Appointment No. 9039, as a member of the Board of Trustees, Lower Columbia Community College District No. 13 and the appointment was confirmed by the following vote: Yeas, 47; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Nelson, Padden, Parlette, Pearson, Ranker, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senators Carrell and Murray

Thuy Vo, Gubernatorial Appointment No. 9039, having received the constitutional majority was declared confirmed as a member of the Board of Trustees, Lower Columbia Community College District No. 13.

MOTION

At 10:50 a.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

EVENING SESSION

The Senate was called to order at 5:26 p.m. by Senator Litzow.

MOTION

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

SUPPLEMENTAL REPORTS OF STANDING COMMITTEES

April 3, 2013

<u>SHB 1076</u> Prime Sponsor, Committee on Education: Expanding participation in innovation academy cooperatives. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

ESHB 1083 Prime Sponsor, Committee on Community Development, Housing & Tribal Affairs: Authorizing judges of tribal courts and administrative law judges to solemnize marriages. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1108</u> Prime Sponsor, Representative Goodman: Modifying the definition of rape in the third degree and indecent liberties. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 2, 2013

ESHB 1117 Prime Sponsor, Committee on Judiciary: Concerning the transfer of real property by deed taking effect at the grantor's death. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 2, 2013

HB 1119 Prime Sponsor, Representative Goodman: Allowing the sheriff to waive fees associated with the service of a writ of habeas corpus under certain circumstances. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 3, 2013

SHB 1144 Prime Sponsor, Committee on Education: Regarding qualifications for educational interpreters. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Fain; Hill; Mullet and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators McAuliffe, Ranking Member; Rolfes, Assistant Ranking Member.

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

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1145</u> Prime Sponsor, Representative Goodman: Providing credit towards child support obligations for veterans benefits. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1194</u> Prime Sponsor, Representative Stanford: Limiting liability for habitat projects. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 3, 2013

<u>2SHB 1195</u> Prime Sponsor, Committee on Appropriations Subcommittee on General Government: Concerning primaries. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass as amended. Signed by Senators Roach, Chair; Benton, Vice Chair; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

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

Passed to Committee on Rules for second reading.

April 2, 2013

HB 1227 Prime Sponsor, Representative Hunt: Regarding cost savings and efficiencies in mailing notices of possible license suspension for noncompliance with child support orders. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles and Pearson.

Passed to Committee on Rules for second reading.

April 3, 2013

ESHB 1253 Prime Sponsor, Committee on Finance: Concerning the lodging tax. Reported by Committee on Trade & Economic Development

MAJORITY recommendation: Do pass as amended. Signed by Senators Braun, Chair; Smith, Vice Chair; Chase, Ranking Member; Schlicher and Shin.

Passed to Committee on Ways & Means.

April 2, 2013

ESHB 1291 Prime Sponsor, Committee on Public Safety: Concerning services for victims of the sex trade. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

EHB 1395 Prime Sponsor, Representative Sells: Implementing the unemployment insurance integrity provisions of the federal trade adjustment assistance extension act of 2011. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hewitt; Keiser and King.

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

Passed to Committee on Rules for second reading.

April 3, 2013

SHB 1397 Prime Sponsor, Committee on Education: Adding a requirement to sexual health education to include elements of and consequences for conviction of sexual offenses where the victim is a minor. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1404</u> Prime Sponsor, Representative Liias: Preventing alcohol poisoning deaths. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 3, 2013

ESHB 1412 Prime Sponsor, Committee on Education: Making community service a high school graduation requirement. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

April 2, 2013

<u>HB 1436</u> Prime Sponsor, Representative Rodne: Concerning privileging and professional conduct reviews by health care professional review bodies. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles and Pearson.

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

Passed to Committee on Rules for second reading.

April 3, 2013

SHB 1459 Prime Sponsor, Committee on Government Accountability & Oversight: Authorizing students under the age of twenty-one to taste wine in viticulture and enology programs. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

April 3, 2013

ESHB 1467 Prime Sponsor, Committee on Labor & Workforce Development: Addressing the collection of unpaid wages. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Ways & Means.

April 3, 2013

<u>SHB 1472</u> Prime Sponsor, Committee on Education: Providing initiatives to improve and expand access to computer science education. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Ways & Means.

April 3, 2013

<u>SHB 1556</u> Prime Sponsor, Committee on Education: Creating initiatives in high schools to save lives in the event of cardiac arrest. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers Rolfes, Assistant Ranking Member.

MINORITY recommendation: Do not pass. Signed by Senator Dammeier, Vice Chair.

Passed to Committee on Rules for second reading.

April 2, 2013

SHB 1601 Prime Sponsor, Committee on Public Safety: Providing alternatives for penalties stemming from traffic infractions. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles and Pearson.

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

Passed to Committee on Ways & Means.

April 2, 2013

<u>SHB 1612</u> Prime Sponsor, Committee on Judiciary: Concerning information on firearm offenders. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Ways & Means.

April 2, 2013

<u>SHB 1613</u> Prime Sponsor, Committee on Appropriations Subcommittee on General Government: Establishing the criminal justice training commission firing range maintenance account. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

April 3, 2013

ESHB 1620 Prime Sponsor, Committee on Transportation: Concerning passenger-carrying vehicles for railroad employees. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

April 3, 2013

SHB 1674 Prime Sponsor, Committee on Technology & Economic Development: Increasing the regulatory oversight and accountability of the office of minority and women's business enterprises. Reported by Committee on Trade & Economic Development

MAJORITY recommendation: Do pass as amended. Signed by Senators Braun, Chair; Smith, Vice Chair; Chase, Ranking Member; Schlicher and Shin.

Passed to Committee on Ways & Means.

April 3, 2013

ESHB 1688 Prime Sponsor, Committee on Education: Establishing a requirement and system for reporting incidents of student restraint and isolation in public schools. (REVISED FOR ENGROSSED: Establishing a requirement and system for reporting incidents of student restraint and isolation in public schools for students who have an individualized education program or plan developed under section 504 of the rehabilitation act of 1973.) Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

April 3, 2013

<u>SHB 1779</u> Prime Sponsor, Committee on Business & Financial Services: Concerning esthetics. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

MINORITY recommendation: Do not pass. Signed by Senator Holmquist Newbry, Chair.

Passed to Committee on Rules for second reading.

April 2, 2013

SHB 1840 Prime Sponsor, Committee on Judiciary: Concerning firearms laws for persons subject to no-contact orders, protection orders, and restraining orders. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member: Kohl-Welles and Pearson.

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

Passed to Committee on Rules for second reading.

April 3, 2013

ESHB 1870 Prime Sponsor, Committee on Business & Financial Services: Addressing methods of payment. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

April 3, 2013

EHB 1887 Prime Sponsor, Representative Sawyer: Increasing educational options under vocational rehabilitation plans. (REVISED FOR ENGROSSED: Ordering consideration of increased educational options under vocational rehabilitation plans.) Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

SGA 9068 DALE R PEINECKE, appointed on January 16, 2013, for the term ending at the governors pleasure, as Commissioner of the Employment Security Department. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

April 3, 2013

SGA 9070 JOEL SACKS, appointed on January 16, 2013, for the term ending at the governor's pleasure, as Director of the Department of Labor and Industries. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

April 3, 2013

SGA 9103 MARILYN GLENN SAYAN, reappointed on November 21, 2011, for the term ending September 8, 2016, as Chair of the Public Employment Relations Commission. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

April 3, 2013

SGA 9106 KELSEY GRAY, appointed on January 23, 2012, for the term ending June 30, 2017, as Member of the Gambling Commission. Reported by Committee on Commerce & Labor.

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Conway, Ranking Member; Hasegawa and Keiser.

Passed to Committee on Rules for second reading.

April 3, 2013

SGA 9115 NANCY J HOLLAND YOUNG, appointed on June 19, 2012, for the term ending January 4, 2017, as Member of the Personnel Resources Board. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

MOTION

On motion of Fain, all measures listed on the Supplemental Standing Committee report were referred to the committees as designated with the exception of Second Substitute House Bill No. 1195 and Engrossed Substitute House Bill No. 1688 which were referred to the Committee on Ways & Means and Engrossed Substitute House Bill No. 1620 which was referred to the Committee on Transportation.

MOTION

2013 REGULAR SESSION

At 5:27 p.m., on motion of Senator Fain, the Senate adjourned until 10:00 a.m. Thursday, April 4, 2013.

BRAD OWEN, President of the Senate

HUNTER GOODMAN, Secretary of the Senate

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