

FIFTY NINTH LEGISLATURE - REGULAR SESSION

THIRTY NINTH DAY

House Chamber, Olympia, Thursday, February 17, 2005

The House was called to order at 9:55 a.m. by the Speaker (Representative Lovick presiding).

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

MESSAGE FROM THE SENATE

February 16, 2005

Mr. Speaker:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 5139,
SENATE BILL NO. 5148,
SUBSTITUTE SENATE BILL NO. 5407,
SENATE JOINT MEMORIAL NO. 8000,

and the same are herewith transmitted.

Thomas Hoemann, Secretary

INTRODUCTION & FIRST READING

HB 2081 by Representatives Eickmeyer, McCoy, Chase, Appleton and Haigh

AN ACT Relating to creating an aquatic rehabilitation zone designation as a framework for Hood Canal recovery programs; adding a new chapter to Title 90 RCW; and declaring an emergency.

Referred to Committee on Select Committee on Hood Canal.

HB 2082 by Representatives Pettigrew, Holmquist, Kristiansen and Linville

AN ACT Relating to the disposal of animal carcasses; creating new sections; repealing RCW 16.68.020; and declaring an emergency.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 2083 by Representatives Conway and Chase

AN ACT Relating to industrial insurance, but only with respect to providing for an ombudsprogram and revising the self-insurance program; amending RCW 51.14.120, 51.14.130, 51.32.055, 51.32.055, 51.14.080, 51.14.140, 51.28.070, 51.48.017, 51.48.025, 51.48.080, and 51.44.150; adding new sections to chapter 51.04 RCW; adding new sections to chapter 51.14 RCW; adding new sections to chapter 51.48 RCW; creating a new section; recodifying RCW 51.32.190,

51.32.195, and 51.32.200; prescribing penalties; providing an effective date; and providing an expiration date.

Referred to Committee on Commerce & Labor.

HB 2084 by Representative B. Sullivan

AN ACT Relating to trust land management; amending RCW 79.17.210, 79.64.040, 79.15.510, 79.15.510, 43.30.205, and 79.17.200; reenacting and amending RCW 79.17.010; adding new sections to chapter 79.64 RCW; creating a new section; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 2085 by Representatives Simpson, Hankins, Murray, Haler, Morris, Ormsby, B. Sullivan, Dickerson, Chase, Wood and Ericks

AN ACT Relating to cleanup of waste tires; amending RCW 70.95.510, 70.95.530, 70.95.555, 70.95.560, and 70.95.903; adding new sections to chapter 70.95 RCW; creating a new section; making an appropriation; providing an effective date; and declaring an emergency.

Referred to Committee on Transportation.

HB 2086 by Representatives McCoy, Eickmeyer, Chase, Wallace, Blake, Linville, Morrell, Upthegrove, Appleton and Hunt

AN ACT Relating to authorizing extension or expansion of sewage treatment systems in rural areas when necessary to address Hood Canal concerns; amending RCW 36.70A.110; adding new sections to chapter 90.--RCW; creating a new section; and declaring an emergency.

Referred to Committee on Select Committee on Hood Canal.

HB 2087 by Representatives Lantz and Linville

AN ACT Relating to allowing the vacation of domestic violence misdemeanor and gross misdemeanor convictions; amending RCW 9.96.060; and adding a new section to chapter 9.96 RCW.

Referred to Committee on Judiciary.

HB 2088 by Representatives Lantz, Haigh and Simpson

AN ACT Relating to the state fire protection policy board; and amending RCW 43.43.932.

Referred to Committee on State Government Operations & Accountability.

HB 2089 by Representatives Hunt, Haigh, Kirby, Armstrong, Nixon and Williams

AN ACT Relating to changing the gift limitation for state officers and employees; and amending RCW 42.52.150.

Referred to Committee on State Government Operations & Accountability.

HB 2090 by Representatives Appleton, Campbell, Kenney, Dickerson, Schual-Berke, Curtis, Walsh, Cody, Clibborn, Haigh and Chase

AN ACT Relating to the commercial practices of body piercing and body art; amending RCW 5.40.050; adding new sections to chapter 70.54 RCW; and prescribing penalties.

Referred to Committee on Health Care.

HB 2091 by Representatives Lantz, Campbell, Appleton, Moeller and Conway

AN ACT Relating to the "we love our pets" special license plates; reenacting and amending RCW 46.16.313; adding new sections to chapter 46.16 RCW; and adding a new section to chapter 46.04 RCW.

Referred to Committee on Transportation.

HB 2092 by Representative Ericksen

AN ACT Relating to animal massage practitioners; amending RCW 18.108.010; repealing RCW 18.108.230; and repealing 2001 c 297 s 1 (uncodified).

Referred to Committee on Economic Development, Agriculture & Trade.

HB 2093 by Representatives Roach, Ahern, Kristiansen, Clements, Serben and McCune

AN ACT Relating to protecting an unborn quick child from harm by the use of alcohol or any illicit drug; amending RCW 9A.42.010, 9A.42.020, and 9A.42.030; adding a new section to chapter 9A.42 RCW; prescribing penalties; and declaring an emergency.

Referred to Committee on Criminal Justice & Corrections.

HB 2094 by Representatives Roach, Armstrong, Kristiansen, Serben, Bailey, McCune, Woods, Clements, Ericks, Dunn and Chase

AN ACT Relating to increasing the seriousness level for first degree rape; reenacting and amending RCW 9.94A.515; and creating a new section.

Referred to Committee on Criminal Justice & Corrections.

HB 2095 by Representatives Roach, Ahern, Serben, Holmquist and McCune

AN ACT Relating to the use of pharmaceutical birth control or tubal ligation in cases of children born alcohol or drug-affected; adding new sections to chapter 13.34 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care.

HB 2096 by Representatives Buri, Haler, McDonald, Linville, Ormsby, Holmquist, Grant, Cox, McDermott, Armstrong, Pearson, Morrell, Serben, Newhouse, Conway, Chase and Santos

AN ACT Relating to studying the economic and social contribution of agricultural fairs to Washington state; and creating new sections.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 2097 by Representatives Eickmeyer, Upthegrove, Hunt, B. Sullivan, Chase, Ericks, McCoy, Hunter, Pettigrew and Appleton

AN ACT Relating to establishing a management program for Hood Canal rehabilitation; adding new sections to chapter 90.-- RCW; creating a new section; and declaring an emergency.

Referred to Committee on Select Committee on Hood Canal.

HB 2098 by Representatives Darneille, Chase and Santos

AN ACT Relating to sanctions for adult family home providers; and amending RCW 70.128.160.

Referred to Committee on Health Care.

HB 2099 by Representative Darneille

AN ACT Relating to long-term care insurance; and amending RCW 48.84.020.

Referred to Committee on Health Care.

Upthegrove, Moeller, Flannigan, Appleton, Hunt and McCoy

HB 2100 by Representative Darneille

AN ACT Relating to sabbaticals for adult family home operators; and amending RCW 70.128.060.

AN ACT Relating to including the Hood Canal area in the state's on-site sewage grant program; amending RCW 90.71.100; and declaring an emergency.

Referred to Committee on Health Care.

Referred to Committee on Select Committee on Hood Canal.

HB 2101 by Representatives Pearson, Lovick, McDonald and Chase

AN ACT Relating to registration of sex offenders and kidnapping offenders in schools, notification to the school, and dissemination of the information within the school; amending RCW 4.24.550; and reenacting and amending RCW 9A.44.130.

HB 2106 by Representatives Pettigrew, McIntire, Ahern, Wood and Santos

AN ACT Relating to the taxation of contracts to administer parking and business improvement areas; amending RCW 35.87A.110; adding a new section to chapter 82.04 RCW; adding a new section to chapter 35.21 RCW; and creating a new section.

Referred to Committee on Juvenile Justice & Family Law.

Referred to Committee on Finance.

HB 2102 by Representatives Haler, Grant, Newhouse, Hankins, Buri and Dunn

AN ACT Relating to changing a ground water right; and amending RCW 90.44.100.

HB 2107 by Representatives Kenney, Cox, Ormsby, Rodne, Williams, Upthegrove and McDermott

AN ACT Relating to a statewide student association; and adding a new section to chapter 28B.76 RCW.

Referred to Committee on Economic Development, Agriculture & Trade.

Referred to Committee on Higher Education.

HB 2103 by Representatives Morris, Crouse, Haler, Grant, Condotta, Linville, Blake, Kessler, Anderson, Chase and Santos

AN ACT Relating to the classification of hydroelectric power; and creating new sections.

HB 2108 by Representative Appleton

AN ACT Relating to the interagency committee for outdoor recreation; amending RCW 79A.25.080; and adding a new section to chapter 79A.25 RCW.

Referred to Committee on Technology, Energy & Communications.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 2104 by Representatives Chase, Skinner, Hunt, Cox, Darneille, Clibborn, Wallace, Sells, Kessler, Buri, Grant, Eickmeyer, Conway, McIntire, Upthegrove, Hunter, Williams, Ormsby, McDermott, Linville, Kenney and Santos

AN ACT Relating to creating a "Washington Made" logo; amending RCW 43.31.057; and adding a new section to chapter 43.31 RCW.

HB 2109 by Representatives Conway and Chase

AN ACT Relating to the industrial injury second injury fund; amending RCW 51.44.040; and creating a new section.

Referred to Committee on Commerce & Labor.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 2110 by Representatives Williams, Wood, Clibborn, Rodne and Simpson

AN ACT Relating to access to accident reports and information compiled by the Washington state patrol; amending RCW 46.52.060; and creating a new section.

HB 2105 by Representatives Chase, DeBolt, Eickmeyer, Hinkle, Kessler, O'Brien, McCune, Ormsby, Hankins, Clements, Hasegawa, Ericks,

Referred to Committee on State Government Operations & Accountability.

HB 2111 by Representative McIntire; by request of Department of Revenue

AN ACT Relating to the business and occupation tax credit for property tax payments related to the manufacture of commercial airplanes; amending RCW 82.04.4463; providing an effective date; and declaring an emergency.

Referred to Committee on Finance.

HB 2112 by Representatives Green, Cody, McDermott, O'Brien, McCune, Darneille and Kenney

AN ACT Relating to fairness and equity in health professions licensing fees; and amending RCW 43.70.250.

Referred to Committee on Health Care.

HB 2113 by Representatives Green, Cody, Moeller, Darneille and Santos

AN ACT Relating to mental health service providers under medicaid; and amending RCW 74.09.520.

Referred to Committee on Health Care.

HB 2114 by Representatives Wallace and Dunn

AN ACT Relating to limiting the tax exemption for sales to nonresidents; amending RCW 82.08.0273; and providing an effective date.

Referred to Committee on Finance.

HB 2115 by Representatives Dickerson, Roach, Simpson, Upthegrove, Ormsby, Chase, Roberts and Darneille; by request of Lieutenant Governor

AN ACT Relating to drug use among pregnant women; amending RCW 70.96A.090; and creating a new section.

Referred to Committee on Children & Family Services.

HB 2116 by Representatives Pettigrew, Newhouse and Linville

AN ACT Relating to livestock nutrient management equipment and facilities; amending RCW 82.08.890; and amending 2001 2nd sp.s. c 18 s 1 (uncodified).

Referred to Committee on Economic Development, Agriculture & Trade.

HJM 4019 by Representatives Holmquist, McCune, Schindler, Dunn, McDonald, Buri, Hinkle, Kretz, Serben and Santos

Petitioning HUD to support affordable housing programs.

Referred to Committee on Housing.

SSB 5139 by Senate Committee on Transportation (originally sponsored by Senators Haugen, Oke, Poulsen and Swecker)

AN ACT Relating to highway and bridge tolling authority; amending RCW 47.56.075, 47.56.076, and 47.56.270; and repealing RCW 47.56.273, 47.56.282, 47.56.284, 47.56.286, 47.56.287, 47.56.288, 47.56.290, 47.56.291, 47.56.310, 47.56.320, 47.56.330, 47.56.340, 47.56.343, 47.56.345, 47.56.360, 47.56.380, 47.56.390, 47.56.400, 47.56.410, 47.56.420, 47.56.430, 47.56.440, 47.56.450, 47.56.460, 47.56.470, 47.56.480, 47.56.490, 47.56.500, 47.56.580, 47.56.590, 47.56.610, 47.56.630, 47.56.631, 47.56.640, 47.56.643, 47.56.646, 47.56.649, 47.56.652, 47.56.655, 47.56.658, 47.56.659, 47.56.661, 47.56.667, 47.56.700, 47.56.701, 47.56.702, 47.56.703, 47.56.704, 47.56.705, 47.56.706, 47.56.7115, 47.56.7125, 47.56.740, 47.56.741, 47.56.742, 47.56.743, 47.56.744, 47.56.745, 47.56.746, 47.56.747, 47.56.748, 47.56.749, 47.56.750, 47.56.751, 47.56.752, 47.56.753, 47.56.754, 47.56.755, 47.56.756, 47.56.760, 47.56.761, 47.58.500, 47.60.445, 47.60.450, 47.60.502, and 47.60.503.

Referred to Committee on Transportation.

SB 5148 by Senators Kohl-Welles, Kline, Fairley and Carrell

AN ACT Relating to repealing the crime of slander of a woman; and repealing RCW 9.58.110 and 9.58.120.

Referred to Committee on Judiciary.

SSB 5407 by Senate Committee on Human Services & Corrections (originally sponsored by Senators Delvin, Hargrove, Regala, Roach, Kohl-Welles, Keiser, Kline and McAuliffe)

AN ACT Relating to children of incarcerated parents; and creating new sections.

Referred to Committee on Children & Family Services.

SJM 8000 by Senators Parlette, Morton, Mulliken, Delvin and Sheldon

Supporting the establishment of the Ice Age Floods National Geologic Trail.

Referred to Committee on Natural Resources, Ecology & Parks.

There being no objection, the bills and memorials listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

REPORTS OF STANDING COMMITTEES

February 14, 2005

HB 1046 Prime Sponsor, Representative Sommers: Limiting the use of the public safety and education account. Reported by Committee on Appropriations

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sommers, Chairman; Fromhold, Vice Chairman; Alexander, Ranking Minority Member; Anderson, Assistant Ranking Minority Member; Bailey; Buri; Clements; Cody; Conway; Darneille; Dunshee; Grant; Haigh; Hinkle; Hunter; Kagi; Kenney; Kessler; Linville; McDermott; McIntire; Miloscia; Pearson; Schual-Berke; Talcott and Walsh.

MINORITY recommendation: Do not pass. Signed by Representatives McDonald, Assistant Ranking Minority Member; Armstrong and Priest.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1115 Prime Sponsor, Representative Tom: Providing for school directors' associations. Reported by Committee on Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Quall, Chairman; P. Sullivan, Vice Chairman; Talcott, Ranking Minority Member; Curtis; Hunter; Shabro and Tom.

MINORITY recommendation: Do not pass. Signed by Representatives Anderson, Assistant Ranking Minority Member; Haigh; McDermott and Santos.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1240 Prime Sponsor, Representative Kessler: Funding the development of an automated system to process real estate excise taxes. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chairman; Clibborn, Vice Chairman; B. Sullivan and Takko.

MINORITY recommendation: Do not pass. Signed by Representatives Schindler, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Woods.

Referred to Committee on Finance.

February 14, 2005

HB 1281 Prime Sponsor, Representative Pettigrew: Adding to the list of persons who may give informed consent to medical care for minors and providing immunity to health care providers and facilities when they rely upon the representation of a person claiming to be responsible for the care of the minor. Reported by Committee on Children & Family Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chairman; Roberts, Vice Chairman; Hinkle, Ranking Minority Member; Walsh, Assistant Ranking Minority Member; Darneille; Dickerson; Dunn; Haler and Pettigrew.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1301 Prime Sponsor, Representative Hunt: Creating the legislative buildings committee. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chairman; Ormsby, Vice Chairman; Jarrett, Ranking Minority Member; Hankins, Assistant Ranking Minority Member; Blake; Chase; Cox; DeBolt; Eickmeyer; Ericks; Ericksen; Flannigan; Green; Hasegawa; Holmquist; Kretz; Kristiansen; Lantz; McCune; Moeller; Morrell; Newhouse; O'Brien; Roach; Schual-Berke; Serben; Springer; Straw and Upthegrove.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1303 Prime Sponsor, Representative Appleton: Concerning metropolitan park districts. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chairman; Clibborn, Vice Chairman; Schindler, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; B. Sullivan; Takko and Woods.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1321 Prime Sponsor, Representative Fromhold: Allowing members of the teachers' retirement system plan 1 who are employed less than full time as psychologists, social workers, nurses, physical therapists, occupational therapists, or speech language pathologists or audiologists to annualize their salaries when calculating their average final compensation. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Sommers, Chairman; Fromhold, Vice Chairman; Alexander, Ranking Minority Member; Anderson, Assistant Ranking Minority Member; Armstrong; Bailey; Buri; Clements; Cody; Conway; Darneille; Dunshee; Grant; Haigh; Hinkle; Hunter; Kagi; Kenney; Kessler; Linville; McDermott; McDonald; McIntire; Miloscia; Pearson; Priest; Schual-Berke; Talcott and Walsh.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1341 Prime Sponsor, Representative Simpson: Authorizing additional investment authority for specified hospital districts. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Simpson, Chairman; Clibborn, Vice Chairman; Schindler, Ranking Minority Member; B. Sullivan; Takko and Woods.

MINORITY recommendation: Do not pass. Signed by Representatives Ahern, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1351 Prime Sponsor, Representative Kilmer: Authorizing a job creation business and occupation tax credit. Reported by Committee on Economic Development, Agriculture & Trade

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Linville, Chairman; Pettigrew, Vice Chairman; Skinner, Assistant Ranking Minority Member; Blake; Buri; Chase; Clibborn; Grant; Haler; Kenney; Kilmer; Kretz; McCoy; Morrell; Quall; Strow; P. Sullivan and Wallace.

MINORITY recommendation: Do not pass. Signed by Representatives Kristiansen, Ranking Minority Member; Condotta; Dunn; Holmquist and Newhouse.

Referred to Committee on Finance.

February 14, 2005

HB 1361 Prime Sponsor, Representative Alexander: Modifying the disbursement of funds by air pollution control agencies. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chairman; Clibborn, Vice Chairman; Schindler, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; B. Sullivan; Takko and Woods.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1374 Prime Sponsor, Representative Simpson: Prohibiting restrictions on the location of manufactured homes based exclusively on age and dimensions. Reported by Committee on Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Miloscia, Chairman; Springer, Vice Chairman; Holmquist, Ranking Minority Member; Dunn, Assistant Ranking Minority Member; McCune; Ormsby; Pettigrew; Schindler and Sells.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1415 Prime Sponsor, Representative Dickerson: Managing impacts of commercial passenger vessels on marine waters. Reported by Committee on Natural Resources, Ecology & Parks

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives B. Sullivan, Chairman; Upthegrove, Vice Chairman; Dickerson; Eickmeyer; Hunt and Williams.

MINORITY recommendation: Do not pass. Signed by Representatives Buck, Ranking Minority Member; Kretz, Assistant Ranking Minority Member; Blake; DeBolt and Orcutt.

Referred to Committee on Appropriations.

February 14, 2005
HB 1417 Prime Sponsor, Representative Takko: Requiring a vote of the people in specified circumstances before a city may assume jurisdiction over a water-sewer district. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Schindler, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Takko and Woods.

MINORITY recommendation: Do not pass. Signed by Representatives Simpson, Chairman; Clibborn, Vice Chairman; B. Sullivan.

Passed to Committee on Rules for second reading.

February 15, 2005
HB 1428 Prime Sponsor, Representative Condotta: Authorizing the economic development finance authority to continue issuing bonds. Reported by Committee on Economic Development, Agriculture & Trade

MAJORITY recommendation: Do pass. Signed by Representatives Linville, Chairman; Pettigrew, Vice Chairman; Kristiansen, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Blake; Buri; Chase; Clibborn; Condotta; Dunn; Grant; Haler; Holmquist; Kenney; Kilmer; Kretz; McCoy; Morrell; Newhouse; Quall; Strow; P. Sullivan and Wallace.

Referred to Committee on Capital Budget.

February 14, 2005
HB 1430 Prime Sponsor, Representative Wood: Authorizing the sale by spirit, beer, and wine licensees of malt liquor in containers that are capable of holding four gallons or more and are registered in accordance with RCW 66.28.200. Reported by Committee on Commerce & Labor

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Conway, Chairman; Wood, Vice Chairman; Condotta, Ranking Minority Member; Sump, Assistant Ranking Minority Member; Crouse; Hudgins and McCoy.

Passed to Committee on Rules for second reading.

February 14, 2005
HB 1431 Prime Sponsor, Representative Wood: Authorizing licensees and managers to conduct courses of instruction on beer and wine and

furnish beer and wine samples. Reported by Committee on Commerce & Labor

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Conway, Chairman; Wood, Vice Chairman; Condotta, Ranking Minority Member; Sump, Assistant Ranking Minority Member; Crouse and McCoy.

MINORITY recommendation: Do not pass. Signed by Representatives Hudgins.

Passed to Committee on Rules for second reading.

February 15, 2005
HB 1442 Prime Sponsor, Representative Kilmer: Revising excise tax provisions to encourage small business. Reported by Committee on Economic Development, Agriculture & Trade

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Linville, Chairman; Pettigrew, Vice Chairman; Kristiansen, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Blake; Buri; Chase; Clibborn; Condotta; Grant; Haler; Holmquist; Kenney; Kilmer; Kretz; McCoy; Morrell; Newhouse; Quall; Strow; P. Sullivan and Wallace.

MINORITY recommendation: Without recommendation. Signed by Representatives Dunn.

Referred to Committee on Finance.

February 14, 2005
HB 1467 Prime Sponsor, Representative Dickerson: Requiring mandatory reporting of abuse or neglect of a child when discovered by a person connected with specified nonprofit entities. Reported by Committee on Children & Family Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chairman; Roberts, Vice Chairman; Hinkle, Ranking Minority Member; Walsh, Assistant Ranking Minority Member; Darneille; Dickerson; Dunn; Haler and Pettigrew.

Passed to Committee on Rules for second reading.

February 14, 2005
HB 1482 Prime Sponsor, Representative Dickerson: Revising provisions on child abuse and neglect. Reported by Committee on Children & Family Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chairman; Roberts, Vice Chairman; Hinkle, Ranking Minority Member; Darneille; Dickerson; Dunn; Haler and Pettigrew.

Referred to Committee on Appropriations.

February 14, 2005

HB 1485 Prime Sponsor, Representative Hunter: Regarding the school bus bid process. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Quall, Chairman; P. Sullivan, Vice Chairman; Haigh; Hunter; McDermott; Santos and Tom.

MINORITY recommendation: Without recommendation. Signed by Representatives Talcott, Ranking Minority Member; Anderson, Assistant Ranking Minority Member; Curtis and Shabro.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1491 Prime Sponsor, Representative B. Sullivan: Reorganizing aquatic lands statutes. Reported by Committee on Natural Resources, Ecology & Parks

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives B. Sullivan, Chairman; Upthegrove, Vice Chairman; Buck, Ranking Minority Member; Kretz, Assistant Ranking Minority Member; Blake; DeBolt; Dickerson; Eickmeyer; Hunt; Orcutt and Williams.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1641 Prime Sponsor, Representative Kretz: Decriminalizing vessel registration violations. Reported by Committee on Natural Resources, Ecology & Parks

MAJORITY recommendation: Do pass. Signed by Representatives B. Sullivan, Chairman; Upthegrove, Vice Chairman; Buck, Ranking Minority Member; Kretz, Assistant Ranking Minority Member; Blake; DeBolt; Dickerson; Eickmeyer; Hunt; Orcutt and Williams.

Passed to Committee on Rules for second reading.

February 14, 2005

HJR 4202 Prime Sponsor, Representative Simpson: Authorizing investment of hospital district funds. Reported by Committee on Local Government

MAJORITY recommendation: Do pass. Signed by Representatives Simpson, Chairman; Clibborn, Vice Chairman; Schindler, Ranking Minority Member; B. Sullivan; Takko and Woods.

MINORITY recommendation: Do not pass. Signed by Representatives Ahern, Assistant Ranking Minority Member;

Passed to Committee on Rules for second reading.

There being no objection, the bills and resolution listed on the day's committee reports sheet under the fifth order of business were referred to the committees so designated.

The House stood at ease until 12:50 p.m. at which time the House reconvened for a Joint Memorial Service with the Senate.

JOINT SESSION

The Speaker (Representative Lovick presiding) called the House to order.

The Sergeant at Arms announced that the Senate had arrived. The Speaker (Representative Lovick presiding) requested that the Sergeant at Arms of the House and the Sergeant at Arms of the Senate escort President Pro Tempore Rosa Franklin, Majority Leader Lisa Brown and Minority Leader Bill Finkbeiner to seats on the Rostrum. The Senators were invited to seats within the Chamber.

The Speaker (Representative Lovick presiding) called upon President Pro Tempore Franklin to preside over the Joint Session.

President Pro Tempore Franklin called the Joint Session to order. The Clerk called the roll of the House and Senate and a quorum was present.

President Pro Tempore Franklin introduced the Statewide Elected Officials: Governor Christine Gregoire, Secretary of State Sam Reed, State Treasurer Mike Murphy, Insurance Commissioner Mike Kreidler and Attorney General Rob McKenna.

The Clerk called the roll of the former members who were in attendance: Art Brown, Jerry Ellis, Phyllis Erickson, Bill Garson, Barbara Granlund, Audrey Gruger, Steve Hargrove, Denny Heck, Lorraine Hine, Joan Houchen, Brock Jackley, Sue Karahalios, Richard King, Louise Miller, Val Ogden, Paul Sanders, Ray Schow, Dean Sutherland, Joe Taller, Mike Todd,

Shirley Winsley, William Young, Former Secretary of State Ralph Munro, and Former House Sergeant at Arms, Ross Young.

The Flags were escorted to the Rostrum by the Washington State Patrol Color Guard. President Pro Tempore Franklin led the Chamber in the Pledge of Allegiance.

President Pro Tempore Franklin announced the purpose of the joint session was to conduct memorial services in memory of departed former members of the Legislature. President Pro Tempore Franklin turned the gavel over to Speaker Pro Tempore Lovick to conduct the service.

The Invocation was offered by Reverend Anna Joy Grace, Unity Church of Olympia: "Spirit of Life, we come together this afternoon from all across our beautiful and great state of Washington to honor and remember those who have given committed and dedicated service to this State and their home communities through their membership in this Legislature.

We represent the rich variety of people, points of view, and sacred faith traditions of our vibrant State. Today, we join together as one in the spirit of love, compassion, and appreciation as we honor the memories of our colleagues, friends and family members. We recognize that we are together on this profound journey of life with all its sorrows and joys, its stumblings and triumphs, its mystery and wisdom. Together, as community, we bless and heal, we teach and learn, we uplift and help one another.

It is in profound gratitude that we honor past members of this Legislature who have made their transition this year, passing from the experience of this earthly life. While we sorrow and grieve at their loss, we also rejoice that our lives have been touched by these dear ones. Our hearts are healed as we remember them. We find ourselves deepened, enriched and lifted up, encouraged and strengthened.

We are so grateful for each of these dear ones: dedication to service for the greater good, for their willingness to take on the often difficult mantle of leadership; for the great time, energy and effort they gave to their work; for their ability to live up to their ideals; for their willingness to give of themselves; and most of all for their love of family, friends, community and state.

This afternoon we open ourselves to this time or memorial, this time of honor, this time coming together as community. As we begin let us share in the ideas of this beautiful poem: 'I am standing upon the seashore. A ship at my side spreads her white sails to the morning breeze and starts for the blue ocean. She is an object of beauty and strength. I stand and watch her until at length she hangs like a speck of white cloud where the sea and sky come to mingle with each other.

Then someone at my side says: "There, she is gone!"
"Gone where?"

"Gone from my sight. That is all. She is just as large in mast and hull and spar as she was when she left my side and

she is just as able to bear her load of living freight to her destined port. Her diminished size is in me not in her. And just at the moment when someone at my side says: 'There, She is gone!' There are other eyes watching, her coming and other voice ready to take up the glad shout: "Here she comes!" And that is dying.'

Amen."

The Intern Ensemble Choir performed "Swing Low Sweet Chariot". The choir was made up of House and Senate interns and directed by Dorian Waller.

Speaker Pro Tempore Lovick: "We are assembled today to pay tribute to the lives and services of the distinguished former members of the Senate and House of Representatives of the State of Washington who have passed from among us. On behalf of the people of our State, the Fifty Ninth Legislature of the State of Washington conveys its respects to those deceased legislators who once sat in the hallowed chambers of the House and Senate, answered roll calls on sometimes critical perplexing bills, attended committee meetings and above all else, served to the best of their abilities in order to make our state a better and more enjoyable place to live. While their journey in this is completed, their achievements, records and valued services have been recorded in the journals of the Senate and House, and are now and forevermore a permanent part of the history of the State of Washington.

We express our sympathies to the bereaved families and their friends, and also share with them on this memorable occasion the fond and happy memories of these legislators, who served well beyond their call of duty and responsibilities, and truly loved this great State of Washington. They have indeed left a legacy of dedicated service that will remain forever etched in our hearts, our memories and our legislative records."

Speaker Pro Tempore Lovick and President Pro Tempore Franklin called the roll of the deceased former members of the Senate and House of Representatives:

MEMBER	DISTRICT & YEARS SERVED	MEMORIALIST
Daniel Brink	35 th District House 1959-63	Rep. Ed Murray
Eric Braun	12 th District House 1957-67	Rep. Mike Armstrong
Daniel Donovan	38 th District House 1947-49	Rep. John McCoy
Robert Ford	23 rd District House 1941-43, 1945-53	Sen. Karen Fraser
Robert "Bob" Gaines	30 th District House 1973-79	Rep. Skip Priest
R.R. "Bob" Greive	34 th District Senate 1947-1975	Rep. Joe McDermott

Charles Kilbury	16 th District House 1969-79	Rep. Sam Hunt
Harry B. Lewis	22 nd District House 1961-1965 Senate 1965-1977	Rep. Toby Nixon
Catherine May	14 th District House 1953-1959	Reps Mary Skinner & Maralyn Chase
Joe Mentor	10 th District House 1969-73	Rep. Beverly Woods
Ray Moore	36 th District Senate 1979-1994	Rep. Helen Sommers
Charles Newschwander	28 th , 29 th Districts House 1961-1969 Senate 1969-79	Rep. Tami Green
Frances North	47 th District House 1973-1983	Sen. Stephen Johnson
Eugene "Pat" Patterson	9 th District House 1973-1981 Senate 1981-93	Rep. David Buri
Kent Pullen	47 th District House 1973-75 Senate 1975-90	Sen. Pam Roach
Shirley Rector	5 th District House 1989-91	Sen. Harriet Spanel
George Sheridan	27 th District House 1965-69	Rep. Dennis Flannigan
Sally Walker	28 th District House 1985-1990	Rep. Jan Shabro

Rabbi Seth Goldstein, Temple Bet Hatfiloh, Olympia offered the Memorial Prayer: "El Maleh Rachamin, God full of compassion, we assemble here today, in the seat of our government, to honor the memory of those who have given of themselves to serve this great State, and who have subsequently gone to their eternal home. At this time, we recall the work of the Jewish poet, Hillel Bavli, who wrote these words:

This is my prayer to you, my gentle God—
Let me not stray from my life's course
Let not my spirit fall into decay,
And may it never cease to thirst for you.
And for the energizing dew
That you have sprinkled on it
Ever since my life was new.
And let my heart be open to
The downtrodden, and to the orphaned life,
And to all who stumble
And to one entangled and hidden sorrows,
And to one who struggles in the dark.
And bless my eyes, and let me merit
To behold the human beauty in this world.
Deepen my senses, widen their grasp
So they absorb a green and flowering
And budding world, and take from it
The secret blossoming within a silence.
Grant me with strength to yield
The best of fruits. Let my life grow
A wealth of word and deed, steeped

In the fountain of my being,
Without my measuring all things
For only what they have to offer me.
And when my day shall come,
Let me slip into the land of night,
Without asking anything of others
Or from you, God.

We come from a variety of faith traditions and beliefs, Yet what we all share is the pain which comes from grief, the emptiness which comes from loss. And, we all recognized that although each individual life is short in the grand view of the cosmos, life itself continues and animates the universe. "A wealth of word and deed," write the poet, and indeed, it is in this that our lives touch the eternal. While our time on earth is limited, our words and our deeds ensure that we live on. Our words and deeds – how we touch and move others – have life beyond the course of our natural life spans.

How true this is for those who serve the greater good, who serve as leaders of our communities and of our state. For their actions affect us all. Those who serve in positions of leadership ensure that with their words and deeds we are all uplifted; through their service, we all benefit. The mantle of leadership is a sometimes heavy one to bear, and in honoring the memory of those who served our state, we honor too the commitment they made and the service they gave. For this State, and all its citizens, have benefited from the lives they led.

Our time here on earth teaches us many things. We learn that loss, pain and grief are a part of our human existence. Yet we learn too that so is healing, hope and love. It is love that sustains us in the face of death, and it is love that aids us during the grieving process. As we come together as a community to remember those who served this community, may we support each other in strength. May we draw on the gift of memory to enliven us. May we be inspired by the work of those who have come before us to continue to strive for justice and righteousness. May we follow their great example of public service and concern for the general welfare.

At times of grief we turn to the Eternal Source of All. We pray that the souls of those who have departed from this world be bound up in the bond of life. We pray for your blessing of comfort over those who mourn loss. May our deeds be worthy of the memory of those lawmakers we remember here today. Zichronom liveracha, may their memory be for a blessing. Amen."

The Legislative Choir sang "Till We meet Again". The Washington State Patrol offered a ceremonial salute of 17 bells and "Taps" by SPC Nicole Lee.

Reverend Rick Murray of the First Presbyterian Church of Yakima gave the closing prayer: "We are grateful for this good day which you have made. Glad to be in this place of governance – where decisions are made and vital leadership is given to this great State. Today we have remembered those who have gone before, who strove to do justice and love

mercy, who made every effort to govern wisely, who gave with energy, intelligence, imagination and love to the work of governing.

We now honor friends who have worked before us, worked along side of us, we miss them, and yet we also walk in the legacy that they leave us. We remember our own call to service and to love, our own desire to leave a legacy of leadership, service, and concern for the people we represent.

Help us to remember our calling, be with us as we continue to serve our state, the people of our districts, and remind us of your values. Truth, life, Justice and mercy are all woven into the fabric of what we need to be about as we move about. Give us eyes to see, hearts to feel, and minds to know the priorities that are Your priorities.

I pray in the name of Father, Son and Holy Spirit. Amen."

Washington State Patrol Sergeant Keith Huntley played "Amazing Grace" on the bagpipes.

Speaker Pro Tempore Lovick returned the gavel to President Pro Tempore Franklin who thank the members of the Memorial Committee and everyone who participated in the day's ceremony.

On motion by Representative Kessler, the Joint Session was dissolved. President Pro Tempore Franklin turned the gavel over to Speaker Pro Tempore Lovick who asked the Sergeant at Arms of the House and Senate to escort President Pro Tempore Franklin, Majority Leader Brown and Minority Leader Honeyford from the Rostrum, and the Senators from the floor of the House.

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

MOTION

On motion of Representative Kessler, the House adjourned until 10:00 a.m., February 18, 2005, the 40th Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk