

FIFTY NINTH LEGISLATURE - REGULAR SESSION**FORTIETH DAY**

House Chamber, Olympia, Friday, February 18, 2005

The House was called to order at 10:00 a.m. by the Speaker (Representative Lovick presiding). The Clerk called the roll and a quorum was present.

The flag was escorted to the rostrum by the Nisei Veterans' Committee Color Guard. The Speaker (Representative Lovick presiding) led the Chamber in the Pledge of Allegiance. Prayer was offered by Chaplain Joseph Yoshihara, former Governor Gary Locke's brother-in-law.

The Speaker (Representative Lovick presiding) introduced the members of the Nisei Veterans' Committee Color Guard: George Morihiro, 442nd Regimental Combat Team veteran; Paul Minato, Military Intelligence Service - Pacific; Mas Odoi, 442nd Regimental Combat Team veteran; Art Yorozu, Military Intelligence Service - Pacific; and Dale Kaku, Nisei Veterans Committee Commander, and recognized other members of the committee.

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

RESOLUTION

HOUSE RESOLUTION NO. 2005-4622, by Representatives Santos, Hasegawa, Talcott, Hankins, Skinner, Darneille, Hunter, Haler, Chase, B. Sullivan, McCoy, Wallace, Nixon, Hunt, P. Sullivan, Lovick, Blake, Ericks, Murray, Kilmer, Schual-Berke, Moeller, Jarrett, Takko, Dickerson, Dunn, Springer, Sells, Holmquist, Conway, Strow, Kirby, Kretz, McDonald, Clibborn, Roberts, Kenney, McDermott, O'Brien, Bailey, Simpson and Kagi

WHEREAS, On February 19, 1942, President Franklin D. Roosevelt issued Executive Order 9066, which authorized the forced assembly, evacuation, and internment of approximately 12,000 Japanese-Americans residing in the state of Washington; and

WHEREAS, The order for assembly and detention at Camp Harmony in Puyallup, Washington, prior to evacuation and subsequent internment caused Japanese-Americans from the state of Washington to lose millions of dollars in property and assets, to suffer immeasurable physical and psychological damage, and to be deprived of their constitutional liberties without due process of law; and

WHEREAS, The alleged purpose of this drastic course of action was to prevent Japanese-Americans, all of whom were deemed disloyal and untrustworthy, from committing acts of espionage and sabotage against the United States during the period of its involvement in World War II; and

WHEREAS, An overwhelming number of Japanese-Americans from the state of Washington responded to

questions of their loyalty and patriotism by volunteering from within barbed wire camps to serve in the United States Military Intelligence Service and the United States Army's 442nd Regimental Combat Team, the latter of which became the most decorated unit of its size in American history with seven Presidential Unit Citations, 21 Congressional Medals of Honor, 52 Distinguished Service Crosses, 1 Distinguished Service Medal, 588 Silver Stars, 4,000 Bronze Stars, 9,486 Purple Hearts, and a total of 18 decorations from France and Italy; and

WHEREAS, A few equally patriotic Japanese-Americans, such as Gordon Hirabayashi, then a student at the University of Washington, were willing to face imprisonment to seek justice by challenging the constitutionality of the evacuation and internment orders; and

WHEREAS, Through the fact-finding work of the Commission on Wartime Relocation and Internment of Civilians, the United States Congress later found "there was no military or security reason for the internment" of individuals of Japanese ancestry but "was caused by racial prejudice, war hysteria, and a failure of political leadership"; and

WHEREAS, Japanese-American internees from the state of Washington endured economic, physical, and psychological hardship and suffered in silence for more than forty years before the state of Washington provided monetary redress and reparations to municipal and state employees;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives, along with the people of Washington, pause to acknowledge the sixty-third anniversary of the signing of Executive Order 9066 as well as the sixtieth anniversary of the conclusion of World War II in September 1945, to recognize the Japanese-American internees and WWII veterans from the state of Washington, to honor their patience, heroism, sacrifice, and patriotic loyalty, and to remember the lessons and blessings of liberty and justice for all; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to the Nisei Veterans Committee, the Military Intelligence Service - Northwest Association, and the Japanese-American Citizens League.

Representative Santos moved the adoption of the resolution.

Representative Santos:

Representative Strow:

Representative Hasegawa:

HOUSE RESOLUTION NO. 4622 was adopted.

POINT OF PERSONAL PRIVILEGE

Representative Kagi: "Thank you, Mr. Speaker. Two days ago in Colville, Washington, a Child Protective Services worker was brutally attacked with a machete and a two-by-four. Fortunately, her wounds were not life threatening and she is recovering, and is planning on return to work within a week. Her attacker didn't stop until he was shot by a deputy sheriff.

I want to take a moment to just recognize the courageous work that our Child Protective Services workers do, and to recognize that this is the most serious attack, certainly that I remember. But reading in the newspaper, it is not unusually for CPS workers to be threatened and to receive death threats. So we, I think, need to look at this incident and realize that our Child Protective Services workers are not only out there knocking on doors in our communities trying to make sure children are safe but we need to pay attention to the need to protect our own workers and their safety.

I called the area manager of the Colville office yesterday because some of us wanted to send flowers to the Child Protective Services worker and I was told that she really didn't want to receive flowers. She asked that if we wanted to do something, we send toys for the children who have experienced tremendous trauma, to help them move forward. So we will send toys along with our best wishes for her recovery and our hope that these children will recover from the tremendous tragedy that they have experienced.

I would like to send my thanks to her and to all the CPS workers across the State that do their best to protect our children. Thank you, Mr. Speaker."

INTRODUCTION & FIRST READING

HB 2117 by Representatives Fromhold and Dunshee

AN ACT Relating to allowing cities and counties critical areas time extensions for the purpose of participation in the public works trust fund; and amending RCW 36.70A.130.

Referred to Committee on Local Government.

HB 2118 by Representatives Schindler, Simpson, Ahern, Clibborn and Woods

AN ACT Relating to modifying penalties for violating conditions of an intermediate driver's license; amending RCW 46.20.267; and creating a new section.

Referred to Committee on Transportation.

HB 2119 by Representatives Haler, Hinkle, Walsh, Curtis, Anderson, Dunn, Ericksen and Rodne

AN ACT Relating to privatizing the child support enforcement program; adding a new section to chapter 74.20

RCW; adding a new section to chapter 41.80 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Juvenile Justice & Family Law.

HB 2120 by Representatives McIntire and Ericks

AN ACT Relating to urban impact districts; and adding a new chapter to Title 36 RCW.

Referred to Committee on Local Government.

HB 2121 by Representatives DeBolt, Holmquist, Haigh, Campbell, Miloschia, Crouse, Hankins, Buri, Ericksen, Buck, Wallace, Dunn, Woods, Priest and Serben

AN ACT Relating to health benefit plans; and amending RCW 48.21.045, 48.44.023, and 48.46.066.

Referred to Committee on Health Care.

HB 2122 by Representatives Ericks, Santos, Hankins, Morrell, Lantz, Blake, Darneille, Ormsby, Wood, Chase, Linville, Kenney, Tom, McDermott and Hasegawa

AN ACT Relating to protecting confidentiality of domestic violence information; amending RCW 5.60.060, 70.123.020, 70.123.030, 70.123.040, and 74.04.060; and adding a new section to chapter 70.123 RCW.

Referred to Committee on Judiciary.

HB 2123 by Representatives Murray, Cox, Kenney, Quall and McIntire

AN ACT Relating to off-campus disruptive behavior of higher education students; and adding a new section to chapter 28B.10 RCW.

Referred to Committee on Higher Education.

HB 2124 by Representatives Murray, Jarrett, Simpson, Hudgins, Upthegrove, Sells, Wallace, Dickerson, B. Sullivan, Moeller, Kenney and Hasegawa

AN ACT Relating to increasing state participation in public transportation service and planning; amending RCW 47.01.081, 47.66.030, and 47.66.040; adding new sections to chapter 47.01 RCW; adding a new section to chapter 47.66 RCW; and creating a new section.

Referred to Committee on Transportation.

HB 2125 by Representative Simpson

AN ACT Relating to the impact fee exemption for low-income housing and other broad purpose development activities; and amending RCW 82.02.060.

Referred to Committee on Local Government.

HB 2126 by Representatives Lantz, Kenney, Kessler, Rodne, Linville, Hankins, Grant, Takko, Newhouse, Williams, Flannigan, Sells, Ormsby, Chase and Serben

AN ACT Relating to providing accommodations to dependent persons who are victims and witnesses; amending RCW 5.28.030; and adding a new chapter to Title 7 RCW.

Referred to Committee on Judiciary.

HB 2127 by Representatives Sells, Chase and Linville

AN ACT Relating to property tax exemptions for persons with disabilities related to the performance of military duties; amending RCW 84.36.379 and 84.36.381; and creating a new section.

Referred to Committee on Finance.

HB 2128 by Representatives Kirby and Roach

AN ACT Relating to banks, savings banks, and mutual savings banks branches; amending RCW 30.38.005, 30.38.010, 32.04.030, and 32.32.228; and adding a new section to chapter 30.38 RCW.

Referred to Committee on Financial Institutions & Insurance.

HB 2129 by Representatives Serben and Ahern

AN ACT Relating to nonresident liability for use tax; and adding a new section to chapter 82.12 RCW.

Referred to Committee on Finance.

HB 2130 by Representatives Serben and Simpson

AN ACT Relating to the taxation of omitted property; and amending RCW 84.40.080.

Referred to Committee on Finance.

HB 2131 by Representatives Conway and Springer; by request of Department of Licensing

AN ACT Relating to the master licensing service; and adding a new section to chapter 19.02 RCW.

Referred to Committee on Commerce & Labor.

HB 2132 by Representatives Alexander, Simpson, DeBolt, Williams, Holmquist and Kenney

AN ACT Relating to agricultural zoning that supports family farm ownership; amending RCW 36.70A.030 and 36.70A.177; and creating a new section.

Referred to Committee on Local Government.

HB 2133 by Representatives Morrell, Campbell, Cody, Green, Schual-Berke, Clibborn, Moeller, Appleton, Lantz, Williams, Ormsby, Chase and Conway

AN ACT Relating to access to individual health insurance coverage; amending RCW 42.30.020, 48.18.110, 48.20.025, 48.41.030, 48.41.037, 48.41.040, 48.41.060, 48.41.080, 48.41.090, 48.41.100, 48.41.110, 48.41.120, 48.41.140, 48.41.160, 48.41.190, 48.41.200, 48.44.017, 48.44.020, 48.46.060, 48.46.062, and 70.47.060; reenacting and amending RCW 48.04.010; and providing an effective date.

Referred to Committee on Health Care.

HB 2134 by Representatives Conway, Roach, Lantz, Shabro, Kirby, Talcott, Kilmer, Darneille and McDonald

AN ACT Relating to a sales and use tax deferral for the construction of a historic automobile museum; and adding a new section to chapter 82.32 RCW.

Referred to Committee on Finance.

HB 2135 by Representatives Orcutt, Takko, Curtis, Blake, Jarrett, Holmquist, Strow and Talcott

AN ACT Relating to extending the deadlines and update frequency of comprehensive plan updates; and amending RCW 36.70A.130.

Referred to Committee on Local Government.

HB 2136 by Representatives Linville, Ericksen, Eickmeyer and Haler

AN ACT Relating to a program to develop proposed legislation that provides business and occupation tax credits to physicians serving uninsured, medicare, and medicaid patients; and creating a new section.

Referred to Committee on Finance.

There being no objection, the bills 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 15, 2005

HB 1066 Prime Sponsor, Representative McDermott: Revising learning assistance program distribution formula. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Quall, Chairman; P. Sullivan, Vice Chairman; Talcott, Ranking Minority Member; Anderson, Assistant Ranking Minority Member; Curtis; Haigh; Hunter; McDermott; Santos and Shabro.

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

Referred to Committee on Appropriations.

February 15, 2005

HB 1075 Prime Sponsor, Representative Kenney: Modifying the composition of the nursing care quality assurance commission. Reported by Committee on Health Care

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Bailey, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Appleton; Clibborn; Condotta; Green; Hinkle; Lantz; Moeller; Morrell; Schual-Berke and Skinner.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1158 Prime Sponsor, Representative Takko: Modifying county treasurer administrative provisions. 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; Ahern, Assistant Ranking Minority Member; Takko and Woods.

Passed to Committee on Rules for second reading.

February 16, 2005

HB 1222 Prime Sponsor, Representative McDermott: Increasing accountability of ballot measure

petitions. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Nixon, Ranking Minority Member; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1313 Prime Sponsor, Representative O'Brien: Requiring the parks and recreation commission to have a record check performed on certain job applicants. 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 1353 Prime Sponsor, Representative Kenney: Providing for a central resource center for the nursing work force. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Alexander; Appleton; Clibborn; Green; Lantz; Moeller; Morrell; Schual-Berke and Skinner.

MINORITY recommendation: Do not pass. Signed by Representatives Bailey, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Condotta and Hinkle.

Referred to Committee on Appropriations.

February 15, 2005

HB 1402 Prime Sponsor, Representative O'Brien: Regulating supervision of offenders who travel or transfer to or from another state. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Pearson, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Kagi; Kirby and Strow.

Referred to Committee on Appropriations.

February 16, 2005

HB 1413 Prime Sponsor, Representative Dunshee: Expanding the criteria for habitat conservation programs. 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; Eickmeyer; Ericks; Flannigan; Green; Hasegawa; Lantz; Moeller; Morrell; Newhouse; O'Brien; Schual-Berke; Springer; Strow and Upthegrove.

MINORITY recommendation: Do not pass. Signed by Representatives Cox; DeBolt; Ericksen; Holmquist; Kretz; Kristiansen; McCune; Roach and Serben.

Referred to Committee on Appropriations.

February 16, 2005

HB 1439 Prime Sponsor, Representative Green: Allowing the state purchasing and material control director to receive electronic and web-based bids. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Nixon, Ranking Minority Member; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1441 Prime Sponsor, Representative Clibborn: Providing access to health insurance for children. Reported by Committee on Health Care

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Appleton; Clibborn; Green; Lantz; Moeller; Morrell and Schual-Berke.

MINORITY recommendation: Do not pass. Signed by Representatives Bailey, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Condotta; Hinkle and Skinner.

Referred to Committee on Appropriations.

February 15, 2005

HB 1443 Prime Sponsor, Representative Appleton: Modifying medicare supplemental insurance policy provisions to conform to federal law. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Bailey, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Appleton; Clibborn; Condotta; Green; Hinkle; Lantz; Moeller; Morrell; Schual-Berke and Skinner.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1463 Prime Sponsor, Representative Green: Requiring schools to provide information on meningococcal immunization. Reported by Committee on Health Care

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Bailey, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Appleton; Clibborn; Condotta; Green; Hinkle; Lantz; Moeller; Morrell; Schual-Berke and Skinner.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1476 Prime Sponsor, Representative Kagi: Altering the amount of earned release time available for certain jail inmates. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives O'Brien, Chairman; Darnielle, Vice Chairman; Ahern, Assistant Ranking Minority Member; Kagi; Kirby and Strow.

MINORITY recommendation: Without recommendation. Signed by Representatives Pearson, Ranking Minority Member.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1478 Prime Sponsor, Representative Kagi: Increasing penalties for failure to secure a vehicle load on a public highway. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Pearson, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Kagi; Kirby and Strow.

Referred to Committee on Appropriations.

February 15, 2005

HB 1479 Prime Sponsor, Representative Morrell: Regarding independent prescriptive authority for advanced registered nurse practitioners. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Curtis, Assistant Ranking Minority Member; Appleton; Clibborn; Green; Lantz; Moeller; Morrell; Schual-Berke and Skinner.

MINORITY recommendation: Do not pass. Signed by Representatives Bailey, Ranking Minority Member; Alexander; Condotta and Hinkle.

Passed to Committee on Rules for second reading.

February 15, 2005

HB 1493 Prime Sponsor, Representative B. Sullivan: Allowing certain state-owned filled tidelands and shorelands to be designated as aquatic investment properties. 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.

Referred to Committee on Capital Budget.

February 15, 2005

HB 1546 Prime Sponsor, Representative Clibborn: Regulating naturopathic physicians. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chairman; Campbell, Vice Chairman; Bailey, Ranking Minority Member; Alexander; Appleton; Clibborn; Green; Hinkle; Lantz; Moeller; Morrell; Schual-Berke and Skinner.

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

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1550 Prime Sponsor, Representative Santos: Supporting the state achievers' scholarship program. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Quall, Chairman; P. Sullivan, Vice Chairman; Talcott, Ranking Minority Member; Anderson, Assistant Ranking Minority Member; Curtis; Haigh; Hunter; McDermott; Santos; Shabro and Tom.

Referred to Committee on Appropriations.

February 16, 2005

HB 1568 Prime Sponsor, Representative Haigh: Concerning the activation of the national guard. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Nixon, Ranking Minority Member; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

February 14, 2005

HB 1592 Prime Sponsor, Representative Strow: Including women's contributions in the World War II oral history project. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Quall, Chairman; P. Sullivan, Vice Chairman; Talcott, Ranking Minority Member; Anderson, Assistant Ranking Minority Member; Curtis; Haigh; Hunter; McDermott; Santos; Shabro and Tom.

Referred to Committee on Appropriations.

February 15, 2005

HB 1614 Prime Sponsor, Representative Green: Restricting correctional facilities on the grounds of a state hospital. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: Do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Pearson, Ranking Minority Member; Ahern,

Assistant Ranking Minority Member; Kagi; Kirby and Strow.

Referred to Committee on Appropriations.

February 15, 2005

HB 1633 Prime Sponsor, Representative Talcott: Establishing procedural requirements for digital learning programs. 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; Anderson, Assistant Ranking Minority Member; Curtis; Haigh; Hunter; McDermott; Santos; Shabro and Tom.

Referred to Committee on Appropriations.

February 16, 2005

HB 1634 Prime Sponsor, Representative Grant: Allowing terminally ill members to remove themselves from their retirement plan. 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; McDonald; McIntire; Miloscia; Pearson; Priest; Schual-Berke; Talcott and Walsh.

Passed to Committee on Rules for second reading.

February 16, 2005

HB 1636 Prime Sponsor, Representative Pettigrew: Adopting a wage ladder for child care workers. Reported by Committee on Children & Family Services

MAJORITY recommendation: Do pass. Signed by Representatives Kagi, Chairman; Roberts, Vice Chairman; Darneille; Dickerson and Pettigrew.

MINORITY recommendation: Do not pass. Signed by Representatives Hinkle, Ranking Minority Member; Walsh, Assistant Ranking Minority Member; Dunn and Haler.

Referred to Committee on Appropriations.

February 16, 2005

HB 1663 Prime Sponsor, Representative Kagi: Creating the prevention and intervention investment council. 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; Walsh, Assistant Ranking Minority Member; Darneille; Dickerson; Haler and Pettigrew.

MINORITY recommendation: Do not pass. Signed by Representatives Hinkle, Ranking Minority Member; Dunn.

Referred to Committee on Appropriations.

February 16, 2005

HB 1813 Prime Sponsor, Representative Williams: Increasing the term of nonvoter approved rural library district general obligation bonds. 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.

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

SECOND READING

HOUSE BILL NO. 1316, By Representatives Schual-Berke, Simpson, Kessler, Morrell, Kilmer, Uptegrove, Clibborn, Hasegawa, Conway, Roberts, Takko, Moeller, Kagi, Dickerson, Campbell and Ormsby; by request of Governor Gregoire

Allowing the importation of certain prescription drugs from Canadian wholesalers.

The bill was read the second time. There being no objection, Second Substitute House Bill No. 1316 was substituted for House Bill No. 1316 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 1316 was read the second time.

Representative Ericksen moved the adoption of amendment (036):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

Correct the title.

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

Representative Schual-Berke spoke against the adoption of the amendment.

The amendment was not adopted.

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

Representatives Schual-Berke, Moeller, Green, and Morrell spoke in favor of passage of the bill.

Representatives Bailey, Hinkle, DeBolt, Anderson, Ericksen, Bailey (again) and Buck spoke against the passage of the bill.

MOTION

On motion of Representative Santos, Representatives McIntire and Murray were excused.

The Speaker stated the question before the House to be the final passage of Second Substitute House Bill No. 1316.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 1316 and the bill passed the House by the following vote: Yeas - 54, Nays - 42, Absent - 0, Excused - 2.

Voting yea: Representatives Appleton, Blake, Campbell, Chase, Clibborn, Cody, Conway, Darneille, Dickerson, Dunshee, Eickmeyer, Ericks, Flannigan, Fromhold, Grant, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Kagi, Kenney, Kessler, Kilmer, Kirby, Lantz, Linville, Lovick, McCoy, McDermott, Miloscia, Moeller, Morrell, Morris, O'Brien, Ormsby, Pettigrew, Quall, Roberts, Santos, Schual-Berke, Sells, Simpson, Sommers, Springer, Sullivan, B., Sullivan, P., Takko, Upthegrove, Wallace, Williams, Wood and Mr. Speaker - 54.

Voting nay: Representatives Ahern, Alexander, Anderson, Armstrong, Bailey, Buck, Buri, Chandler, Clements, Condotta, Cox, Crouse, Curtis, DeBolt, Dunn, Ericksen, Haler, Hankins,

Hinkle, Holmquist, Jarrett, Kretz, Kristiansen, McCune, McDonald, Newhouse, Nixon, Orcutt, Pearson, Priest, Roach, Rodne, Schindler, Serben, Shabro, Skinner, Strow, Sump, Talcott, Tom, Walsh and Woods - 42.

Excused: Representatives McIntire and Murray - 2.

SECOND SUBSTITUTE HOUSE BILL NO. 1316, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1219, By Representatives Cody, Schual-Berke, Morrell, Kessler, Simpson, Campbell, P. Sullivan, Williams, Chase, Dickerson, Quall, Kenney, O'Brien, Clibborn, Conway, Green, Lantz, Sells, Kagi, Ormsby, Wallace, McIntire, Upthegrove, Hasegawa and Kilmer; by request of Governor Gregoire

Authorizing a prescription drug purchasing consortium.

The bill was read the second time. There being no objection, substitute House Bill No. 1219 was substituted for House Bill No. 1219 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1219 was read the second time.

Representative Alexander moved the adoption of amendment (034):

On page 2, line 5, after "January 1," strike "2006" and insert "2007"

On page 3, after line 24, insert the following:

"NEW SECTION. Sec. 2. (1) The administrator of the state health care authority shall report to the house of representatives and senate committees on health care, the house of representatives committee on appropriations, and the senate committee on ways and means on the development of the prescription drug purchasing consortium to be established in section 1 of this act. The report shall include, but not be limited to, the following:

(a) The prospective design of the consortium, including the criteria through which a preferred drug list will be developed, maintained, and disseminated to participants and the means through which the state will restrict access to nonpreferred drugs within the consortium;

(b) Projected participation in the consortium by units of local government, private entities, labor organizations, and individuals;

(c) Projected administrative costs of operation of the consortium and estimated enrollment fees and other fees required to support projected administrative costs;

(d) Status of efforts to identify joint purchasing opportunities with other states;

(e) Estimated savings to the state and to units of local government through projected participation in the consortium;

(f) Prospects for circumventing existing private contracts between private health carriers;

(g) Enrollment in and estimated savings from the pharmacy connections program established under RCW 70.14.050;

(h) A review of and report on efforts of the pharmaceutical and other industry groups to provide prescription drugs at reduced or no cost; and

(1) Estimated impacts on private health insurance markets.

(2) The report must be submitted by January 1, 2006."

Renumber the remaining sections consecutively, correct internal references accordingly, and correct the title.

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

Representative Cody spoke against the adoption of the amendment.

The amendment was not adopted.

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

Representatives Cody, Morrell, Simpson, Conway, Kessler, and Flannigan, spoke in favor of passage of the bill.

Representatives Bailey, Hinkle, Serben, Priest, and Ericksen, spoke against the passage of the bill.

The Speaker stated the question before the House to be the final passage of Substitute House Bill No. 1219.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1219 and the bill passed the House by the following vote: Yeas - 55, Nays - 42, Absent - 0, Excused - 1.

Voting yea: Representatives Appleton, Blake, Campbell, Chase, Clibborn, Cody, Conway, Darneille, Dickerson, Dunshee, Eickmeyer, Ericks, Flannigan, Fromhold, Grant, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Kagi, Kenney, Kessler, Kilmer, Kirby, Lantz, Linville, Lovick, McCoy, McDermott, Miloscia, Moeller, Morrell, Morris, Murray, O'Brien, Ormsby, Pettigrew, Quall, Roberts, Santos, Schual-Berke, Sells, Simpson, Sommers, Springer, Sullivan, B., Sullivan, P., Takko, Upthegrove, Wallace, Williams, Wood and Mr. Speaker - 55.

Voting nay: Representatives Ahern, Alexander, Anderson, Armstrong, Bailey, Buck, Buri, Chandler, Clements, Condotta, Cox, Crouse, Curtis, DeBolt, Dunn, Ericksen, Haler, Hankins, Hinkle, Holmquist, Jarrett, Kretz, Kristiansen, McCune, McDonald, Newhouse, Nixon, Orcutt, Pearson, Priest, Roach, Rodne, Schindler, Serben, Shabro, Skinner, Strow, Sump, Talcott, Tom, Walsh and Woods - 42.

Excused: Representative McIntire - 1.

SUBSTITUTE HOUSE BILL NO. 1219, having received the necessary constitutional majority, was declared passed.

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

There being no objection, the House adjourned until 10:00 a.m., February 21, 2005, the 43rd Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk