

ELEVENTH DAY

House Chamber, Olympia, Thursday, January 24, 2013

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

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

MESSAGE FROM THE SENATE

January 23, 2013

MR. SPEAKER:

The President has signed SENATE CONCURRENT RESOLUTION NO. 8400 and the same is herewith transmitted.

Hunter Goodman, Secretary

MESSAGE FROM THE SECRETARY OF STATE

CERTIFICATION OF INITIATIVE TO THE LEGISLATURE NO. 517

Pursuant to Article II, Section 1 of the Washington State Constitution, RCW 29A.72.230, and WAC 434-379-010, the Office of the Secretary of State has caused the signatures submitted in support of Initiative to the Legislature No. 517 to be examined in the following manner:

1. It was determined that 346,906 signatures were submitted by the sponsors of the initiative. A random sample of 10,606 signatures was taken from those submitted;
2. Each sampled signature was examined to determine if the signer was a registered voter of the state, if the signature was reasonably similar to the one appearing on the record of that voter, and if the same signature appeared more than once in the sample. We found 9,122 valid signatures, 1,459 signatures that were invalid and 25 pairs of duplicated signatures in the sample;
3. We calculated an allowance for the chance error of sampling (57) by multiplying the square root of the number of invalid signatures by 1.5;
4. We estimated the upper limit of the number of signatures on the initiative petition which were invalid (49,596) by dividing the sum of the number of invalid signatures in the sample and allowance for the chance of error of sampling by the sampling ratio;
5. We determined the maximum allowable number of pairs of signatures on the petition (56,157) by subtracting the sum of the number of signatures required by Article II, Section 1 of the Washington State Constitution (241,153) and the estimate of the upper limit of the number of

invalid signatures on the petition from the number of signatures submitted;

6. We determined the expected number of pairs of signatures in the sample (52) by multiplying the square of the sampling ratio by the maximum allowable number of pairs of signatures on the initiative petition;
7. We determined the acceptable number of pairs of signatures in the sample (41) by subtracting 1.65 times the square root of the expected number of pairs of signatures in the sample from the expected number of pairs of signatures in the sample; and
8. The number of pairs of signatures in the sample is less than the acceptable number of pairs of signatures in the sample.

Therefore, I hereby declare Initiative to the Legislature No. 517 to contain sufficient signatures.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington this 23rd day of January, 2013.

MARK NEARY

Deputy Secretary of State

Initiative to the Legislature No. 517 was read the first time and referred to the Committee on Government Operations and Elections.

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

INTRODUCTIONS AND FIRST READING

HB 1348 by Representatives Reykdal, Hope, Stanford, Pollet, Hunt, Ryu, Seaquist, Goodman, Haigh, Wylie, Fitzgibbon, Santos, Pettigrew, Lytton, Blake, Moscoso, Sells, Orwall, Lias, Roberts, Carlyle, Sullivan, Uptegrove, Dunshee, Maxwell, Green, Riccelli, Ormsby, Springer, Appleton and McCoy

AN ACT Relating to modifying collective bargaining law related to providing additional compensation for academic employees at community and technical colleges; amending RCW 28B.52.035 and 28B.50.140; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 1349 by Representatives Jinkins, Cody, Morrell and Fitzgibbon

AN ACT Relating to carrier surplus as an element of health benefit plan rate review; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Health Care & Wellness.

HB 1350 by Representatives Chandler and Tharinger

AN ACT Relating to providing options for local communities to balance growth of the community with water resource goals; amending RCW 58.17.110 and 90.44.050; adding a new section to chapter 36.01 RCW; adding new sections to chapter 90.54 RCW; and creating new sections.

Referred to Committee on Agriculture & Natural Resources.

HB 1351 by Representatives Condotta and Hurst

AN ACT Relating to identifying wineries, breweries, and microbreweries on private labels; and reenacting and amending RCW 66.28.310.

Referred to Committee on Government Accountability & Oversight.

HB 1352 by Representatives Holy, Hurst, Shea, Kristiansen, Parker, Warnick, Kochmar, Kretz, Manweller, Johnson, Rodne, Hayes, Schmick, Short, Klippert, Vick and Condotta

AN ACT Relating to the statute of limitations for sexual abuse against a child; amending RCW 9A.04.080 and 4.16.020; and repealing RCW 4.16.340.

Referred to Committee on Public Safety.

HB 1353 by Representative Upthegrove

AN ACT Relating to mediation in family law cases involving children; and amending RCW 26.09.015.

Referred to Committee on Judiciary.

HB 1354 by Representatives Reykdal, Ormsby, Green, Sells and Moeller

AN ACT Relating to claims and compensation under the industrial insurance laws; amending RCW 51.48.017 and 51.52.120; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 1355 by Representatives Ormsby, Green, Reykdal, Sells and Moeller

AN ACT Relating to claim files and compensation under the industrial insurance laws; amending RCW 51.08.173; adding new sections to chapter 51.08 RCW; and creating a new section.

Referred to Committee on Labor & Workforce Development.

HB 1356 by Representatives Green, Appleton, Morrell, Stanford, Sells, Reykdal, Ormsby and Moeller

AN ACT Relating to providing coverage for hearing aids; adding a new section to chapter 41.05 RCW; adding a new section to chapter 48.20 RCW; adding a new section to chapter 48.21 RCW; adding a new section to chapter 48.44 RCW; adding a new section to chapter 48.46 RCW; creating a new section; and providing an effective date.

Referred to Committee on Health Care & Wellness.

HB 1357 by Representatives Green, Reykdal, Ormsby, Sells and Moeller

AN ACT Relating to claim files and compensation under the industrial insurance laws; amending RCW 51.14.110, 51.32.055, 51.32.195, and 51.32.240; adding a new section to chapter 51.08 RCW; adding a new section to chapter 51.14 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 1358 by Representatives Springer, Nealey, Tharinger and Orcutt

AN ACT Relating to a sales and use tax exemption for restaurants in respect to certain items that impart flavor to food during the cooking process; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and providing an effective date.

Referred to Committee on Finance.

HB 1359 by Representatives Van De Wege, Buys and Hunt

AN ACT Relating to the state archivist; and amending RCW 40.14.020.

Referred to Committee on Government Operations & Elections.

HB 1360 by Representatives Wylie and Harris

AN ACT Relating to extending the deadline to designate one or more industrial land banks; and amending RCW 36.70A.367.

Referred to Committee on Local Government.

HB 1361 by Representatives Kagi, Ryu, McCoy and Walsh

AN ACT Relating to the purchase of care for Indian children who are in the custody of a federally recognized Indian tribe or tribally licensed child-placing agency pursuant to parental consent, tribal court order, or state juvenile court order; amending RCW 74.13.031; reenacting and amending RCW 74.13.031; providing an effective date; and providing an expiration date.

Referred to Committee on Community Development, Housing & Tribal Affairs.

HB 1362 by Representatives Cody, Morrell and Schmick

AN ACT Relating to electronic timekeeping for in-home personal care or respite services; and amending RCW 74.39A.325.

Referred to Committee on Health Care & Wellness.

HB 1363 by Representative Appleton

AN ACT Relating to imposing a maximum interest rate of thirty-six percent per annum on small loans; and amending RCW 31.45.073.

Referred to Committee on Business & Financial Services.

HB 1364 by Representatives Tharinger, Zeiger, Moscoso, Crouse, Lias and McCoy

AN ACT Relating to adopting the Washington small rechargeable battery stewardship act; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Environment.

HB 1365 by Representatives Appleton, Rodne, Goodman, Hunt and Freeman

AN ACT Relating to court security; amending RCW 3.58.050, 3.50.080, and 35.20.120; adding a new section to chapter 3.58 RCW; adding a new section to chapter 3.50 RCW; and adding a new section to chapter 35.20 RCW.

Referred to Committee on Local Government.

HB 1366 by Representatives Lytton, Angel, Morris, Maxwell, Rodne, Clibborn and Blake

AN ACT Relating to nonresident vessel permits and taxation; amending RCW 88.02.620, 82.08.700, and 82.12.700; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Finance.

HB 1367 by Representatives Kirby, Jinkins, Crouse, Green, Fey, Sawyer, Kochmar and Fitzgibbon

AN ACT Relating to assessments for nuisance abatement in cities and towns; adding a new section to chapter 35.21 RCW; and adding a new section to chapter 35A.21 RCW.

Referred to Committee on Local Government.

HB 1368 by Representatives Tharinger, Springer, Orcutt, Ryu, Fey, Zeiger, Moscoso, Kochmar, Magendanz, Hayes and Sells

AN ACT Relating to the distribution of state liquor revenues to cities and counties; amending RCW 82.08.160, 82.08.170, 66.08.190, and 66.08.210; and creating new sections.

Referred to Committee on Local Government.

HB 1369 by Representatives Lytton, Walsh and Kagi

AN ACT Relating to using school days for meeting with parents and families as part of the Washington inventory of developing skills; amending RCW 28A.150.220; and creating a new section.

Referred to Committee on Education.

HB 1370 by Representative Seaquist

AN ACT Relating to the notice requirement for homeowners' associations meetings; and amending RCW 64.38.035.

Referred to Committee on Judiciary.

HB 1371 by Representatives Taylor, Overstreet, Shea, Short, Pike and Scott

AN ACT Relating to adopting the Washington state firearms freedom act of 2013 and establishing penalties; amending RCW 43.06.220; adding a new chapter to Title 19 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Judiciary.

HB 1372 by Representatives Taylor, Takko, Short, Overstreet, Shea and Upthegrove

AN ACT Relating to natural resource management activities; amending RCW 77.12.037; and adding a new section to chapter 43.21C RCW.

Referred to Committee on Agriculture & Natural Resources.

HB 1373 by Representatives Zeiger, Haigh, Angel, Stanford, Orcutt and Dahlquist

AN ACT Relating to auditing state agencies' expenditures for advertising, marketing, and related activities; creating a new section; and providing an expiration date.

Referred to Committee on Government Accountability & Oversight.

HB 1374 by Representative Morris

AN ACT Relating to the energy facility site evaluation council; amending RCW 80.50.010, 80.50.040, 80.50.045, 80.50.060, 80.50.071, 80.50.075, 80.50.085, 80.50.100, 80.50.105, 80.50.110, and 80.50.120; reenacting and amending RCW 80.50.020 and 80.50.030; adding new sections to chapter 80.50 RCW; and repealing RCW 80.50.080, 80.50.090, and 80.50.320.

Referred to Committee on Environment.

HB 1375 by Representatives Blake and Chandler

AN ACT Relating to consolidating a new exempt withdrawal of groundwater into an existing public water system; and amending RCW 90.44.105.

Referred to Committee on Agriculture & Natural Resources.

HB 1376 by Representative Orwall

AN ACT Relating to clarifying the requirement that certain health professionals complete training in suicide assessment, treatment, and management; and amending RCW 43.70.442.

Referred to Committee on Health Care & Wellness.

HB 1377 by Representatives Bergquist, Buys, Hunt, Fitzgibbon, Van De Wege and Carlyle

AN ACT Relating to modifying time frames applicable to certain public disclosure commission requirements; amending RCW 42.17A.120 and 42.17A.265; reenacting and amending RCW 42.17A.110; and repealing RCW 42.17A.420.

Referred to Committee on Government Operations & Elections.

HB 1378 by Representatives Hunt, Buys, Bergquist, Fitzgibbon and Van De Wege

AN ACT Relating to aggregating the cost of related ballot measure advertisements for purposes of top five sponsor identification requirements; and amending RCW 42.17A.320.

Referred to Committee on Government Operations & Elections.

HB 1379 by Representatives Liias, Orcutt, Fitzgibbon, Johnson, Upthegrove, Kretz, Fey, Rodne and Hargrove

AN ACT Relating to private motorcycle skills education programs; amending RCW 46.81A.020; providing an effective date; and declaring an emergency.

Referred to Committee on Transportation.

HB 1380 by Representatives Jinkins, Dahlquist, Cody, Harris, Haler, Green, Hope and Morrell

AN ACT Relating to improving patient health care through a more efficient and standardized prior authorization process for health care services; adding a new section to chapter 48.165 RCW; and creating a new section.

Referred to Committee on Health Care & Wellness.

HB 1381 by Representatives Jinkins, Hunt, Wylie, Morrell, Cody, Green, Roberts, Clibborn, Ormsby, Reykdal and Ryu

AN ACT Relating to administrative adjudicatory proceedings coming before the department of health; amending RCW 18.130.050, 18.130.095, 18.130.100, 69.45.080, 69.50.305, 70.05.120, and 34.12.030; adding a new section to chapter 43.70 RCW; adding new sections to chapter 18.130 RCW; and adding a new section to chapter 34.12 RCW.

Referred to Committee on Government Accountability & Oversight.

HB 1382 by Representatives Jinkins, Harris, Cody, Tharinger, Green, Morrell, Ryu, Riccelli, Bergquist, Reykdal, Lytton and Fitzgibbon

AN ACT Relating to medication access for the uninsured; adding a new chapter to Title 69 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care & Wellness.

HB 1383 by Representatives Goodman, Fey, Kirby, Orwall, O'Ban, Roberts, Jinkins and Hope

AN ACT Relating to protection orders for stalking and harassment; amending RCW 9.41.800, 9.94A.535, 9A.46.040, 9A.46.110, 10.14.065, 10.14.070, and 10.31.100; reenacting and amending RCW 26.50.110; adding new sections to chapter 10.14 RCW; adding a new section to chapter 9A.46 RCW; adding a new chapter to Title 7 RCW; and prescribing penalties.

Referred to Committee on Judiciary.

HB 1384 by Representatives Orcutt, Blake, Chandler, Taylor, Pike, Haler and Buys

AN ACT Relating to streamlining natural resources management; amending RCW 76.09.360, 77.55.191, 76.09.040, 76.09.050, 76.09.050, 76.09.060, 76.09.100, 76.09.150, 76.09.260, 76.09.470, 90.64.010, 90.64.020, 90.64.170, 90.48.260, 77.55.021, 77.12.755, 77.12.870, 77.12.878, 77.44.040, 77.55.121, 77.55.211, 77.55.131, 77.65.510, 77.70.210, 79.13.620, 79.19.080, 79.70.030, 79.71.120, 79.105.500, 79.125.710, 79.125.730, 79.135.130, 79.135.140, 79.135.150, 79.135.320, 79.135.410, 79A.05.351, 79A.05.360, 79A.60.520, 79A.60.550, 79A.60.620, 79A.05.285, 79A.30.050, 79A.50.090, 79A.50.100, 79A.15.110, 78.44.280, 78.52.125, 78.56.040, 78.56.050, 78.56.060, 78.56.080, 78.56.110, 78.56.160, 78.60.070, 78.60.080, 78.60.100, 90.03.247, 90.03.280, 90.03.290, 90.03.360, 90.03.590, 90.16.050, 90.16.090, 90.22.010, 90.22.020, 90.22.060, 90.24.010, 90.24.030, 90.24.060, 90.38.040, 90.48.170, 90.48.366, 90.48.445, 90.48.448, 90.74.020, 90.74.030, 90.82.048, 90.90.020, and 90.90.030; reenacting and amending RCW 43.30.411, 77.55.011, and 79A.05.255; adding a new section to chapter 77.12 RCW; adding a new section to chapter 43.21A RCW; adding a new section to chapter 79A.05 RCW; adding a new section to chapter 89.08 RCW; adding a new section to chapter 43.23 RCW; adding a new section to chapter 79A.25 RCW; adding new sections to chapter 76.09 RCW; adding a new section to chapter 77.55 RCW; creating a new section; recodifying RCW 77.55.121; repealing RCW 79.13.610, 79.105.220, 79.135.230, 79.135.310, 79.135.430, 79.145.030, 79A.05.670, 79A.05.735, 79A.50.070, 76.09.160, and 77.12.360; providing a contingent effective date; and providing a contingent expiration date.

Referred to Committee on Government Accountability & Oversight.

HB 1385 by Representatives Orcutt, Haigh and Haler

AN ACT Relating to the time limit for state officials to solicit or accept contributions; and reenacting and amending RCW 42.17A.560.

Referred to Committee on Government Operations & Elections.

HB 1386 by Representatives Orcutt, Reykdal, Shea, Hunt, Angel, Hawkins, Pike, Vick, Haler and Buys

AN ACT Relating to superior court judge qualifications; and adding a new section to chapter 2.08 RCW.

Referred to Committee on Judiciary.

HB 1387 by Representatives Orcutt, Springer, Reykdal, Pike, Vick, Nealey, Kochmar, Angel, Haler, Condotta, Ross, Shea, Harris, Takko, Dahlquist, Holy, Warnick, Appleton, Hargrove and Buys

AN ACT Relating to the periodic replacement of license plates; amending RCW 46.16A.200, 46.17.200, and 46.18.130; reenacting and amending RCW 46.18.140; and creating a new section.

Referred to Committee on Transportation.

HB 1388 by Representatives Orcutt, Hawkins, Hayes, Pike, Vick, O'Ban and Buys

AN ACT Relating to vehicular homicide and vehicular assault sentences; amending RCW 9.94A.589; reenacting and amending RCW 9.94A.515; and prescribing penalties.

Referred to Committee on Public Safety.

HB 1389 by Representatives Orcutt, Blake, Pike, Vick, Haler and Buys

AN ACT Relating to victims of crime; and adding a new section to chapter 7.69 RCW.

Referred to Committee on Judiciary.

HB 1390 by Representatives Orcutt, Blake, Johnson, Taylor, Short, Pike, Condotta, Vick, Nealey, Haler and Buys

AN ACT Relating to prohibiting local governments and state agencies from mandating the installation of fire sprinkler systems in agricultural structures; and adding a new section to chapter 19.27 RCW.

Referred to Committee on Local Government.

HB 1391 by Representatives Shea, Overstreet and Taylor

AN ACT Relating to citizenship and immigration status requirements for enrollment in health care and human service programs; adding a new section to chapter 70.47 RCW; adding a new section to chapter 74.04 RCW; adding a new section to chapter 74.09 RCW; adding a new section to chapter 74.12 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1392 by Representatives Shea, Overstreet and Taylor

AN ACT Relating to protecting citizens from the application of foreign laws that would result in a violation of a constitutional right; and adding a new section to chapter 1.20 RCW.

Referred to Committee on Judiciary.

HJR 4206 by Representatives Orcutt, Hurst, Shea, Overstreet, Dahlquist, Taylor, Angel, Harris, Fagan, Short, Pike, Chandler, Condotta, Vick, Nealey, Haler, Wilcox, Hargrove, Alexander and Buys

Placing restrictions on tax increases.

Referred to Committee on Finance.

HJR 4207 by Representatives Orcutt, Reykdal, Shea, Hunt, Angel, Hawkins, Pike, Vick, Haler and Buys

Amending the state Constitution to modify eligibility requirements for superior court judges.

Referred to Committee on Judiciary.

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

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., January 25, 2013, the 12th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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