THIRTY THIRD DAY, FEBRUARY 15, 2013
SIXTY THIRD LEGISLATURE - REGULAR SESSION

THIRTY THIRD DAY

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

The flags were escorted to the rostrum by Boy Scout Troop 252 from Seattle. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Brooks Andrews, Japanese Baptist Church, Seattle.

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

RESOLUTION


WHEREAS, On February 19, 1942, President Franklin D. Roosevelt issued Executive Order 9066 which authorized the military to forcibly remove and incarcerate more than 120,000 persons of Japanese ancestry from the West Coast, including 12,000 Japanese-American residents of Washington State; and

WHEREAS, The first Civilian Evacuation Order gave Japanese-Americans from Bainbridge Island less than one week to leave behind homes, farms, businesses, friends, and family and to report to hastily constructed detention centers like Camp Harmony on the grounds of the Western Washington Fair in Puyallup; and

WHEREAS, This drastic course of action allegedly aimed to prevent acts of espionage and sabotage by Japanese-Americans who were deemed untrustworthy and disloyal to the United States; and

WHEREAS, On March 23, 1943, the War Department organized a segregated unit of Japanese-Americans, many of whom reported for military duty from concentration camps surrounded by barbed wire in which they and their families were detained; and

WHEREAS, More than 12,000 volunteers responded to questions of their loyalty and patriotism by amassing a battle record unparalleled in U.S. military history including: Seven Presidential Unit Citations; 21 Medals of Honor; 29 Distinguished Service Crosses; 1 Distinguished Service Medal; 588 Silver Stars; more than 4,000 Bronze Stars; 22 Legion of Merit Medals; 15 Soldier’s Medals; 9,486 Purple Hearts; 16 decorations from France and Italy; and a Congressional Gold Medal awarded collectively to the 442nd Regimental Combat Unit, the 100th Infantry Battalion, and the Military Intelligence Service, United States Army; and

WHEREAS, Equally loyal and patriotic Japanese-Americans fought to protect our constitutional rights and liberties through dissent, like University of Washington student Gordon Hirabayashi who was arrested, convicted, and imprisoned for defying the military curfew on select civilians and refusing to evacuate when ordered; and

WHEREAS, In 1982, the Congressional Commission on Wartime Relocation and Internment of Civilians found "no military or security reason for the internment" of persons of Japanese ancestry, but determined it "was caused by racial prejudice, war hysteria, and a failure of political leadership"; and

WHEREAS, As a result of this travesty of justice, Japanese-Americans suffered immense economic loss of property and assets, immeasurable physical and psychological harm, and were deprived of their constitutional liberties without due process of law; and

WHEREAS, In 1979, newly elected Congressman Mike Lowry of Washington State introduced H.R. 5977 to provide reparations and an apology to former Japanese-American internees, thus initiating a ten-year legislative quest that ended when President Ronald Reagan signed the Civil Liberties Act of 1988; and

WHEREAS, Five years earlier, the Washington State Legislature enacted and Governor John Spellman signed similar legislation sponsored by State Senators George Fleming, Jack Jones, Jim McDermott, Kent Pullen, and Phil Talmadge to provide token compensatory redress to forty state workers who lost their jobs due to the wartime incarceration of Japanese-Americans; and

WHEREAS, Throughout Washington state, Japanese-American survivors of the European and Asian battlefields of World War II and of American concentration camps live their golden years quietly, in unassuming contrast to their extraordinary acts of patriotism and valor;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives, along with the people of Washington, pause to acknowledge the seventy-first anniversary of the signing of Executive Order 9066, the seventieth anniversary of the formation of the 442nd Regimental Combat Team, the thirtieth anniversary of the signing of Washington State Engrossed Substitute Senate Bill 3163, and the twenty-fifth anniversary of the Civil Liberties Act of 1988, to recognize and honor the heroism, sacrifice, patience, and loyalty of the Japanese-American World War II veterans and internees, and to remember the lessons and blessing 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, the Japanese American Citizens League, the Japanese Cultural & Community Center of Washington State, the Wing Luke Museum of the Asian Pacific American Experience, Governor Mike Lowry, and State Senator George Fleming.

Representative Stonier moved adoption of HOUSE RESOLUTION NO. 4617

Representatives Stonier, Kochmar, Santos and Overstreet spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4617 was adopted.

SPEAKER’S PRIVILEGE
The Speaker (Representative Orwall presiding) introduced former Governor Mike Lowry and former State Representative Kip Tokuda seated in the gallery, and asked the Chamber to recognize them.

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

**INTRODUCTIONS AND FIRST READING**

**HB 1895** by Representatives Pettigrew, Wilcox, Kirby, Appleton, Freeman, Roberts, Sawyer, Moscoso and Angel

AN ACT Relating to missing endangered persons; and amending RCW 13.60.010 and 13.60.020.

Referred to Committee on Public Safety.

**HB 1896** by Representatives Lytton, Chandler, Blake, MacEwen and Wilcox

AN ACT Relating to enhancing compliance with the responsibilities of fishing guides; adding a new section to chapter 77.15 RCW; and prescribing penalties.

Referred to Committee on Agriculture & Natural Resources.

**HB 1897** by Representative McCoy

AN ACT Relating to requiring call location information to be provided to law enforcement responding to an emergency; adding a new section to chapter 80.36 RCW; and creating a new section.

Referred to Committee on Technology & Economic Development.

**HB 1898** by Representatives Fey, Sawyer, Fitzgibbon, Jinkins and Farrell

AN ACT Relating to the funding of enhanced public transportation zones for public transportation systems; amending RCW 82.14.045; and providing an effective date.

Referred to Committee on Transportation.

**HB 1899** by Representatives Carlyle, Hunter, Ormsby, Pedersen, Kagi, Tarleton, Sawyer and Jinkins

AN ACT Relating to investing the assets of the first class cities' retirement systems; amending RCW 43.33A.020, 43.33A.150, 35.39.060, 35.39.070, 35.39.080, 35.39.090, 41.28.080, and 41.28.085; adding a new section to chapter 43.33A RCW; and creating a new section.

Referred to Committee on Appropriations.

**HB 1900** by Representatives Stonier, Magendanz and Hunter

AN ACT Relating to caseload forecasts of common school students; amending RCW 43.88C.010; and creating a new section.

Referred to Committee on Appropriations Subcommittee on Education.

**HB 1901** by Representative Hunt

AN ACT Relating to limiting use and disclosure of population enumeration data; and amending RCW 35.13.260, 35A.14.700, and 36.13.030.

Referred to Committee on Government Operations & Elections.

**HB 1902** by Representatives Holy, Shea, Short, Clibborn, Schmick, Ormsby, Fagan, Crouse and Riccelli

AN ACT Relating to the creation of intermittent-use trailer license plates; amending RCW 46.17.220, 46.16A.200, 46.18.277, and 46.19.060; adding a new section to chapter 46.18 RCW; adding a new section to chapter 46.04 RCW; and prescribing penalties.

Referred to Committee on Transportation.

**HB 1903** by Representative Fitzgibbon

AN ACT Relating to unemployment insurance benefit charging relief for part-time employers who continue to employ a claimant on a part-time basis and the claimant qualified for two consecutive claims with wages attributable to at least one employer who employed the claimant in both base years; amending RCW 50.29.021; creating a new section; and providing an effective date.

Referred to Committee on Labor & Workforce Development.

**HB 1904** by Representatives Hope and Hurst

AN ACT Relating to agreements between the Washington state patrol, the Washington state department of transportation, and other government entities for police services for projects involving state highway routes and public safety services; and amending RCW 43.43.120.

Referred to Committee on Appropriations.

**HB 1905** by Representatives Riccelli, Dunshee, Hunt, Chandler, Haigh, Wilcox, Van De Wege, Buys, Orcutt and Moscoso

AN ACT Relating to the eligibility of support volunteers for the volunteer firefighters' and relief officers' relief and pension system; amending RCW 41.24.030; reenacting and amending RCW 41.24.010; and adding new sections to chapter 41.24 RCW.

Referred to Committee on Appropriations.

**HB 1906** by Representative O'Ban

AN ACT Relating to organized retail theft; amending RCW 9A.56.350; and prescribing penalties.

Referred to Committee on Public Safety.

**HB 1907** by Representatives O'Ban, Hayes, Smith and Kochmar
AN ACT Relating to body armor; amending RCW 9.94A.030, 9.94A.533, and 9.94A.728; adding a new section to chapter 9.94A RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety.

HB 1908 by Representatives Scott and Pike

AN ACT Relating to firearms on school property; amending RCW 9.41.280; and creating a new section.

Referred to Committee on Judiciary.

HJR 4209 by Representative O'Ban

Amending the state Constitution to allow a reasonable suspicion standard in certain searches of students on school grounds.

Referred to Committee on Judiciary.

There being no objection, the bills and resolution 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 12, 2013

HB 1011 Prime Sponsor, Representative Appleton:
Removing the one-year waiting period for veterans or active members of the military for purposes of eligibility for resident tuition. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Fagan; Hansen; Hargrove; Johnson; Magendanz; Reykdal; Riccelli; Sawyer; Scott; Sells; Smith; Tarleton and Wylie.

MINORITY recommendation: Do not pass. Signed by Representative Pedersen.

Referred to Committee on Appropriations Subcommittee on Education.

February 12, 2013

HB 1021 Prime Sponsor, Representative Haler:
Educating parents of the harmful effects of parental abduction. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Pedersen, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; O’Ban, Assistant Ranking Minority Member; Goodman; Hope; Jinkins; Kirby; Klippert; Nealey; Orwall; Roberts and Shea.

Passed to Committee on Rules for second reading.

February 13, 2013

HB 1023 Prime Sponsor, Representative Moeller:
Extending apprenticeship utilization requirements. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Holy and Short.

Passed to Committee on Rules for second reading.

February 12, 2013

HB 1029 Prime Sponsor, Representative Morris:
Concerning private road maintenance agreements. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Pedersen, Chair; Hansen, Vice Chair; Goodman; Jinkins; Kirby; Orwall and Roberts.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; O’Ban, Assistant Ranking Minority Member; Hope; Klippert; Nealey and Shea.

Passed to Committee on Rules for second reading.

February 12, 2013

HB 1109 Prime Sponsor, Representative Hansen:
Requiring institutions of higher education that offer an early course registration period to provide early registration for eligible veterans and national guard members. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Representatives Seaquist, Chair; Pollet, Vice Chair; Haler, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Fagan; Hansen; Hargrove; Johnson; Magendanz; Pedersen; Reykdal; Riccelli; Sawyer; Scott; Sells; Smith; Tarleton and Wylie.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; O’Ban, Assistant Ranking Minority Member; Hope; Klippert; Nealey and Shea.

Passed to Committee on Rules for second reading.
HB 1140  Prime Sponsor, Representative Roberts:
Concerning sibling visitation after a dependency has been dismissed or concluded. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Pedersen, Chair; Hansen, Vice Chair; Goodman; Hope; Jinkins; Kirby; Orwell and Roberts.

MINORITY recommendation: Do not pass. Signed by Representatives Rodne, Ranking Minority Member; Hope; Klippert; Nealey and Shea.

Referred to Committee on Appropriations Subcommittee on General Government.

February 12, 2013

HB 1152  Prime Sponsor, Representative Morrell:
Addressing meal and rest breaks for hospital employees. Reported by Committee on Labor & Workforce Development

MAJORITY recommendation: Do pass. Signed by Representatives Sells, Chair; Reykdal, Vice Chair; Green; Moeller and Ormsby.

MINORITY recommendation: Do not pass. Signed by Representatives Manweller, Ranking Minority Member; Condotta, Assistant Ranking Minority Member; Holy and Short.

Referred to Committee on Appropriations.

February 12, 2013

HB 1195  Prime Sponsor, Representative Wylie:
Repealing provisions relating to filling unexpired terms. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, Chair; Bergquist, Vice Chair; Carlyle; Fitzgibbon; Orwell and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Buys, Ranking Minority Member; Taylor, Assistant Ranking Minority Member; Alexander; Kristiansen and Manweller.

Passed to Committee on Rules for second reading.

February 12, 2013

HB 1285  Prime Sponsor, Representative Goodman:
Modifying provisions regarding the representation of children in dependency matters. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Pedersen, Chair; Hansen, Vice Chair; O'Ban, Assistant Ranking Minority Member; Goodman; Jinkins; Kirby; Orwell and Roberts.

February 12, 2013

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

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Blake, Chair; Lytton, Vice Chair; Chandler, Ranking Minority Member; MacEwen, Assistant Ranking Minority Member; Buys; Dunshie; Orcutt; Schmick; Van De Wege and Warnick.

Passed to Committee on Rules for second reading.

February 13, 2013

HB 1413  Prime Sponsor, Representative Moscoso:
Enacting the Washington voting rights act of 2013. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Hunt, Chair; Bergquist, Vice Chair; Carlyle; Fitzgibbon; Orwell and Van De Wege.

MINORITY recommendation: Do not pass. Signed by Representatives Buys, Ranking Minority Member; Taylor, Assistant Ranking Minority Member; Alexander; Kristiansen and Manweller.

Passed to Committee on Rules for second reading.

February 12, 2013

HB 1417  Prime Sponsor, Representative Manweller:
Regarding irrigation district administration. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Fitzgibbon, Vice Chair; Taylor, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Buys; Crouse; Springer and Upthegrove.


Passed to Committee on Rules for second reading.

February 12, 2013

HB 1436  Prime Sponsor, Representative Rodne:
Concerning privileging and professional conduct reviews by health care professional review bodies. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Representatives Pedersen, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; O'Ban, Assistant Ranking
Passed to Committee on Rules for second reading.

February 12, 2013

HB 1477 Prime Sponsor, Representative Magendanz: Providing flexibility for how school districts address truancy of students. Reported by Committee on Judiciary

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Pedersen, Chair; Hansen, Vice Chair; Rodne, Ranking Minority Member; O'Ban, Assistant Ranking Minority Member; Goodman; Hope; Jinkins; Kirby; Klippert; Nealey; Orwall; Roberts and Shea.

Referred to Committee on Appropriations.

February 12, 2013

HB 1512 Prime Sponsor, Representative Takko: Concerning fire suppression water facilities and services provided by municipal and other water purveyors. Reported by Committee on Local Government

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Takko, Chair; Fitzgibbon, Vice Chair; Taylor, Ranking Minority Member; Kochmar, Assistant Ranking Minority Member; Buys; Crouse; Liias; Springer and Upthegrove.

Passed to Committee on Rules for second reading.

February 14, 2013

HB 1560 Prime Sponsor, Representative Maxwell: Implementing selected recommendations from the 2011 and 2013 reports of the quality education council. Reported by Committee on Education

MAJORITY recommendation: Do pass. Signed by Representatives Santos, Chair; Stontier, Vice Chair; Dahlquist, Ranking Minority Member; Magendanz, Assistant Ranking Minority Member; Bergquist; Haigh; Hawkins; Hunt; Lytton; Maxwell; McCoy; Orwall; Pollet and Seagquist.

MINORITY recommendation: Do not pass. Signed by Representatives Fagan; Hargrove; Hayes; Klippert; Pike and Warnick.

Referred to Committee on Appropriations.

February 13, 2013

HB 1587 Prime Sponsor, Representative Cody: Addressing public employee benefits. Reported by Committee on Appropriations

MAJORITY recommendation: Do pass. Signed by Representatives Hunter, Chair; Ormsby, Vice Chair; Alexander, Ranking Minority Member; Chandler, Assistant Ranking Minority Member; Wilcox, Assistant Ranking Minority Member; Buys; Carlyle; Cody; Dahlquist; Dunseeh; Fagan; Green; Haigh; Haler; Harris; Hudgins; Hunt; Jinkins; Kagi; Maxwell; Morrell; Parker; Pedersen; Pike; Ross; Schmick; Seagquist; Springer; Sullivan and Taylor.

Passed to Committee on Rules for second reading.

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

SECOND READING

HOUSE BILL NO. 1043, by Representatives Seaquist, Haler, Zeiger, Fagan, Fitzgibbon, Pedersen, Pollet, Magendanz and Stanford

Limiting differential tuition.

The bill was read the second time.

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

Representatives Seaquist, Haler, Carlyle, Zeiger, Pollet, Orcutt, Manweller, Wilcox and Tarleton spoke in favor of the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of House Bill No. 1043.

MOTIONS

On motion of Representative Van De Wege, Representative Moeller was excused. On motion of Representative Harris, Representative Condotta was excused.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1043, and the bill passed the House by the following vote: Yeas, 95; Nays, 1; Absent, 0; Excused, 2.


Voting nay: Representative Overstreet.

Excused: Representatives Condotta and Moeller.

HOUSE BILL NO. 1043, having received the necessary constitutional majority, was declared passed.

SENATE BILL NO. 5147, by Senators Hargrove, Carrell, Hewitt, Darnaille and Shin

Concerning juveniles and runaway children.
The bill was read the second time.

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

Representatives Kagi and Walsh spoke in favor of the passage of the bill.

Representative Overstreet spoke against the passage of the bill.

The Speaker (Representative Orwall presiding) stated the question before the House to be the final passage of Senate Bill No. 5147.

ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5147, and the bill passed the House by the following vote:

Yeas, 89; Nays, 7; Absent, 0; Excused, 2.


Voting nay: Representatives Kristiansen, Overstreet, Pike, Rodne, Scott, Shea and Taylor.

Excused: Representatives Condotta and Moeller.

SENATE BILL NO. 5147, 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 18, 2013, the 36th Day of the Regular Session.

FRANK CHOPP, Speaker  BARBARA BAKER, Chief Clerk
THIRTY THIRD DAY, FEBRUARY 15, 2013

1011 Committee Report .......................................................................................................................... 3
1021 Committee Report .......................................................................................................................... 3
1023 Committee Report .......................................................................................................................... 3
1029 Committee Report .......................................................................................................................... 3
1043 Second Reading .................................................................................................................................. 5
1109 Committee Report .......................................................................................................................... 3
1114 Committee Report .......................................................................................................................... 3
1140 Committee Report .......................................................................................................................... 3
1152 Committee Report .......................................................................................................................... 3
1195 Committee Report .......................................................................................................................... 4
1285 Committee Report .......................................................................................................................... 4
1323 Committee Report .......................................................................................................................... 4
1413 Committee Report .......................................................................................................................... 4
1417 Committee Report .......................................................................................................................... 4
1436 Committee Report .......................................................................................................................... 4
1477 Committee Report .......................................................................................................................... 4
1512 Committee Report .......................................................................................................................... 4
1560 Committee Report .......................................................................................................................... 4
1587 Committee Report .......................................................................................................................... 4
1895 Introduction & 1st Reading ................................................................................................................. 5
1896 Introduction & 1st Reading ................................................................................................................. 1
1897 Introduction & 1st Reading ................................................................................................................. 1
1898 Introduction & 1st Reading ................................................................................................................. 4
1899 Introduction & 1st Reading ................................................................................................................. 4
1900 Introduction & 1st Reading ................................................................................................................. 4
1901 Introduction & 1st Reading ................................................................................................................. 4
1902 Introduction & 1st Reading ................................................................................................................. 4
1903 Introduction & 1st Reading ................................................................................................................. 4
1904 Introduction & 1st Reading ................................................................................................................. 4
1905 Introduction & 1st Reading ................................................................................................................. 4
1906 Introduction & 1st Reading ................................................................................................................. 4
1907 Introduction & 1st Reading ................................................................................................................. 4
1908 Introduction & 1st Reading ................................................................................................................. 4
<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Introduction &amp; 1st Reading</td>
<td>2</td>
</tr>
<tr>
<td>Introduced</td>
<td>1</td>
</tr>
<tr>
<td>Adopted</td>
<td>1</td>
</tr>
<tr>
<td>Second Reading</td>
<td>5</td>
</tr>
<tr>
<td>Third Reading Final Passage</td>
<td>5</td>
</tr>
<tr>
<td>Speaker’s Privilege</td>
<td>1</td>
</tr>
</tbody>
</table>