

SIXTEENTH DAY, JANUARY 29, 2008

2008 REGULAR SESSION

SIXTEENTH DAY

NOON SESSION

Senate Chamber, Olympia, Tuesday, January 29, 2008

The Senate was called to order at 12:00 noon by President Owen. No roll call was taken.

MOTION

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

MOTION

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

REPORTS OF STANDING COMMITTEES

January 25, 2008

2SSB 5743 Prime Sponsor, Committee on Ways & Means: Linking economic clusters and quality management practices to customized training. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: That Third Substitute Senate Bill No. 5743 be substituted therefor, and the third substitute bill do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Zarelli; Kauffman; King and Shin.

Passed to Committee on Rules for second reading.

January 25, 2008

SB 5996 Prime Sponsor, Senator Kastama: Promoting commercialization of life sciences research. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: That Substitute Senate Bill No. 5996 be substituted therefor, and the substitute bill do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Zarelli; Kauffman; King and Shin.

Passed to Committee on Rules for second reading.

January 28, 2008

SB 6187 Prime Sponsor, Senator Shin: Creating the food animal veterinarian conditional scholarship program. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Delvin; Berkey; Schoesler and Sheldon.

Passed to Committee on Rules for second reading.

January 28, 2008

SB 6205 Prime Sponsor, Senator Franklin: Creating the joint select committee on sickle cell disease. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Carrell; Fairley; Kastama; Kohl-Welles; Marr and Parlette.

Passed to Committee on Rules for second reading.

January 28, 2008

SB 6254 Prime Sponsor, Senator Hobbs: Creating the Washington state flag account. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Roach; Kline; McDermott; Pridemore and Swecker.

Passed to Committee on Rules for second reading.

January 28, 2008

SB 6264 Prime Sponsor, Senator Shin: Clarifying terms for workforce and economic development. Reported by Committee on Higher Education

MAJORITY recommendation: That Substitute Senate Bill No. 6264 be substituted therefor, and the substitute bill do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Delvin; Berkey; Schoesler and Sheldon.

Passed to Committee on Rules for second reading.

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SB 6267 Prime Sponsor, Senator Keiser: Repealing RCW 18.79.255. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Pflug; Fairley; Kastama; Kohl-Welles and Marr.

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

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

Passed to Committee on Rules for second reading.

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SB 6296 Prime Sponsor, Senator Kilmer: Increasing job creation and encouraging self-employment in the state. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: Do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Kauffman; King and Shin.

Passed to Committee on Ways & Means.

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SB 6323 Prime Sponsor, Senator Kilmer: Improving the effectiveness of tax incentives for eligible business projects in rural counties and community empowerment zones. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: Do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Zarelli; Kauffman; King and Shin.

Passed to Committee on Ways & Means.

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SB 6392 Prime Sponsor, Senator Shin: Providing for

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educational advertising for high-demand fields and degrees.
Reported by Committee on Higher Education

MAJORITY recommendation: That Substitute Senate Bill No. 6392 be substituted therefor, and the substitute bill do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Delvin; Berkey; Schoesler and Sheldon.

Passed to Committee on Ways & Means.

January 28, 2008

SB 6417 Prime Sponsor, Senator Regala: Providing for an increase in the property tax limit for emergency medical care and services. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Kline; McDermott; Pridemore and Swecker.

Passed to Committee on Ways & Means.

January 28, 2008

SB 6482 Prime Sponsor, Senator Prentice: Providing a state public utility tax exemption for the transportation of grain by motor vehicle. Reported by Committee on Agriculture & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Rasmussen, Chair; Hatfield, Vice Chair; Schoesler; Morton and Shin.

Passed to Committee on Ways & Means.

January 25, 2008

SB 6510 Prime Sponsor, Senator Kastama: Providing a funding source to assist small manufacturers in obtaining innovation and modernization extension services. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: Do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Kauffman; King and Shin.

Passed to Committee on Ways & Means.

January 25, 2008

SB 6627 Prime Sponsor, Senator Kastama: Concerning the international services business and occupation tax credit. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: Do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Zarelli; Kauffman; King and Shin.

Passed to Committee on Ways & Means.

January 28, 2008

SB 6675 Prime Sponsor, Senator McAuliffe: Allowing public technical colleges to offer associate transfer degrees. Reported by Committee on Higher Education

MAJORITY recommendation: That Substitute Senate Bill No. 6675 be substituted therefor, and the substitute bill do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Delvin; Berkey; Schoesler and Sheldon.

Passed to Committee on Rules for second reading.

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SCR 8412 Prime Sponsor, Senator Kilmer: Requesting approval of the statewide strategic master plan for higher education. Reported by Committee on Higher Education

MAJORITY recommendation: That Substitute Senate Concurrent Resolution No. 8412 be substituted therefor, and the substitute concurrent resolution do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Delvin; Berkey; Schoesler and Sheldon.

Passed to Committee on Rules for second reading.

January 25, 2008

EHB 1956 Prime Sponsor, Representative Pettigrew: Prohibiting discrimination based on lawful source of income. Reported by Committee on Consumer Protection & Housing

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Weinstein, Chair; Kauffman, Vice Chair; Delvin; Haugen and Kilmer.

Passed to Committee on Judiciary.

MOTION

On motion of Eide, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Second Substitute Senate Bill No. 5743 which was referred to the Committee on Rules and Senate Bill No. 6392 which was referred to the Committee on Ways & Means.

MOTION

On motion of Senator Eide, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

January 28, 2008

MR. PRESIDENT:

The House has passed the following bills:
SECOND ENGROSSED SUBSTITUTE HOUSE BILL NO. 1147,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 2331,
ENGROSSED HOUSE BILL NO. 2459,
and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MESSAGE FROM THE HOUSE

January 28, 2008

MR. PRESIDENT:

The House has passed the following bills:
HOUSE BILL NO. 1391,
HOUSE BILL NO. 2203,
HOUSE BILL NO. 2550,
HOUSE BILL NO. 2593,
HOUSE BILL NO. 2594,
and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6856 by Senators Prentice, Fraser, McAuliffe and Rasmussen

AN ACT Relating to supporting infrastructure and economic development funding; amending RCW 82.16.020, 82.18.020, 43.155.020, 43.155.050, and 43.155.050; reenacting and amending RCW 43.155.070 and 43.84.092; creating a new section; providing effective dates; and providing an expiration date.

Referred to Committee on Ways & Means.

SB 6857 by Senators Morton, Swecker, Haugen, King, Spanel, Parlette and Delvin

AN ACT Relating to heavy haul industrial corridors; amending RCW 46.44.0915; and making an appropriation.

Referred to Committee on Transportation.

SB 6858 by Senators Franklin, Kohl-Welles and Hargrove

AN ACT Relating to excluding from employment services performed by sports officials; amending RCW 51.12.020; and adding a new section to chapter 50.04 RCW.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6859 by Senators Morton, Hatfield, Schoesler, Sheldon and Rasmussen

AN ACT Relating to the use of firearms on land managed by the department of fish and wildlife; adding a new section to chapter 77.15 RCW; adding a new section to chapter 77.12 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6860 by Senators Roach, Delvin and Stevens

AN ACT Relating to prohibiting institutions of higher education from adopting rules concerning the possession of firearms; and amending RCW 9.41.290.

Referred to Committee on Higher Education.

SB 6861 by Senator Roach

AN ACT Relating to concealed pistol licenses; and amending RCW 9.41.073.

Referred to Committee on Judiciary.

SB 6862 by Senator Roach

AN ACT Relating to voter registration; amending RCW 29A.08.010, 29A.08.110, and 29A.08.210; and adding new sections to chapter 29A.08 RCW.

Referred to Committee on Government Operations & Elections.

SB 6863 by Senator Roach

AN ACT Relating to including post office addresses in scrap metal business records; and amending RCW 19.290.020 and 19.290.030.

Referred to Committee on Judiciary.

SB 6864 by Senator Roach

AN ACT Relating to concealed pistol licenses; and amending RCW 9.41.073.

Referred to Committee on Judiciary.

SB 6865 by Senator Kohl-Welles

AN ACT Relating to reporting to the legislature regarding the implementation of directives related to child care in Washington state; creating a new section; and providing an expiration date.

Referred to Committee on Human Services & Corrections.

SB 6866 by Senators Delvin and Hewitt

AN ACT Relating to a business and occupation tax credit for qualified preproduction development expenditures for polysilicon manufacturers; adding a new section to chapter 82.04 RCW; and creating a new section.

Referred to Committee on Ways & Means.

SB 6867 by Senators Holmquist and King

AN ACT Relating to defining the term employ for minimum wage purposes; amending RCW 49.46.010; and creating new sections.

Referred to Committee on Labor, Commerce, Research & Development.

SB 6868 by Senators Brown and Marr

AN ACT Relating to protecting sole source aquifers by providing sewer utility service to mobile home parks; and amending RCW 35.67.370.

Referred to Committee on Water, Energy & Telecommunications.

SB 6869 by Senators Oemig, Pridemore, Zarelli, Hobbs, Kohl-Welles, Keiser and Fraser

AN ACT Relating to reducing certain health professions' license fees; and amending RCW 43.70.250.

Referred to Committee on Ways & Means.

SJM 8030 by Senators Tom and Oemig

Naming the NE 116th Street overcrossing of Interstate 405 in Kirkland the Kollin Nielsen Memorial Bridge.

Referred to Committee on Transportation.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

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2ESHB 1147 by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Kretz, B. Sullivan, Hinkle, Pettigrew, Linville, Kristiansen, Blake, Takko, Newhouse, Warnick, Hailey, Grant, Armstrong, Kessler, Wallace, Haigh, Moeller, Haler and Condotta)

AN ACT Relating to damage to livestock caused by wildlife; amending RCW 77.36.005, 77.36.010, 77.36.040, 77.36.050, 77.36.060, 77.36.070, and 77.36.080; and adding a new section to chapter 77.36 RCW.

Referred to Committee on Natural Resources, Ocean & Recreation.

HB 1391 by Representatives Eddy, Ross, Curtis, Jarrett, Morrell and B. Sullivan

AN ACT Relating to filling vacancies in the office of mayor; and amending RCW 35.23.101, 35.23.191, 35.27.140, and 35A.12.050.

Referred to Committee on Government Operations & Elections.

EHB 1551 by Representatives McDermott, Miloscia, McIntire, Fromhold, Dunshee, Cody, Green, Ormsby, Appleton, Hunt, Chase, Schual-Berke, Sells, Roberts, Hasegawa, Kagi, Moeller, Pedersen and Rolfes

AN ACT Relating to public funding of campaigns for local offices; and amending RCW 42.17.128.

Referred to Committee on Government Operations & Elections.

ESHB 1623 by House Committee on Technology, Energy & Communications (originally sponsored by Representative Morris)

AN ACT Relating to setting fees for utility easements on state-owned aquatic lands; and amending RCW 79.110.230 and 79.110.240.

Referred to Committee on Natural Resources, Ocean & Recreation.

HB 2203 by Representatives Blake, Conway, Kenney, Hunt, Green and Moeller

AN ACT Relating to applying RCW 41.56.430 through 41.56.490 to employees working under a site certificate issued under chapter 80.50 RCW; and adding a new section to chapter 41.56 RCW.

Referred to Committee on Labor, Commerce, Research & Development.

ESHB 2331 by House Committee on Transportation (originally sponsored by Representatives Simpson and Wood)

AN ACT Relating to funding qualifying projects through the urban corridor program of the transportation improvement board; amending RCW 47.26.282; reenacting and amending RCW 43.84.092, 43.84.092, and 43.84.092; adding a new section to chapter 47.26 RCW; creating a new section; providing effective dates; and providing expiration dates.

Referred to Committee on Transportation.

EHB 2459 by Representatives Kelley, Ross, Simpson, Hudgins, Uptegrove and Warnick

AN ACT Relating to real property electronic recording; and adding a new chapter to Title 65 RCW.

Referred to Committee on Government Operations & Elections.

HB 2550 by Representatives Goodman, Lantz, Pearson, O'Brien, VanDeWege, Morrell and Simpson

AN ACT Relating to establishing standards for emergency preparedness kits; and adding a new section to chapter 43.19 RCW.

Referred to Committee on Government Operations & Elections.

HB 2593 by Representative Kirby

AN ACT Relating to reporting insurance premiums for tax purposes; and amending RCW 48.14.020 and 48.14.090.

Referred to Committee on Financial Institutions & Insurance.

HB 2594 by Representatives Kirby, Ormsby, Kenney and Uptegrove

AN ACT Relating to distributing the insurance commissioner's examination reports; and amending RCW 48.03.040 and 48.37.060.

Referred to Committee on Financial Institutions & Insurance.

MOTION

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

MOTION

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

MOTION

Senator Keiser moved adoption of the following resolution:

SENATE RESOLUTION 8707

By Senators Keiser, McAuliffe, McDermott, Tom, Fraser, Fairley, Prentice, Kauffman, King, Weinstein, Kilmer, Hobbs, Marr, Eide, Franklin, Roach, Regala, Kohl-Welles, Benton, Rasmussen, Carrell, Pflug, Parlette, Swecker, and Shin

WHEREAS, Accidental injury is a leading cause of death among children ages 14 and under; and

WHEREAS, Each year in Washington State, an average of 142 children, 17 years of age and younger, die from accidental injuries; and

WHEREAS, Each year in Washington State, over 2,500 hospitalizations occur to children 17 years of age and younger for accidental injuries; and

WHEREAS, The vast majority of injuries are preventable; and

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WHEREAS, During the summer season from May through August in Washington State an average of two children die each week due to accidental injuries; and

WHEREAS, High-risk activities that show the greatest seasonal surge in injuries and deaths between May and August, compared to the rest of the year, are biking, water-related activities, pedestrian-related activities, motor vehicle-related activities, and other activities with a high risk of falls; and

WHEREAS, Safe Kids Worldwide, Safe Kids USA, and Safe Kids Washington promote childhood injury prevention by uniting diverse groups into local and state coalitions, developing innovative educational tools and strategies, initiating public policy changes, promoting new technology, and raising awareness through the media; and

WHEREAS, Safe Kids Washington is launching Safe Kids Week 2008, "Gear Up For Safety," which focuses on safety activities; and

WHEREAS, Safe Kids Washington is planning special childhood injury prevention activities and community-based events for Safe Kids Week 2008 in an effort to educate families about summer safety; and

WHEREAS, Founding sponsor Johnson & Johnson and Safe Kids Washington are celebrating "Twenty Years of Creating a Safer World for Children";

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate honor and support Safe Kids Week the first week of May, and the efforts and activities of Safe Kids to prevent childhood injury.

Senators Keiser, Rasmussen and Kauffman spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8707.

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

INTRODUCTION OF SPECIAL GUESTS

The President welcomed and introduced Ms. Mary Borges, the group leader of Safe Kids who was seated in the gallery.

MOTION

Senator Rasmussen moved adoption of the following resolution:

SENATE RESOLUTION 8715

By Senators Rasmussen, Hatfield, Schoesler, Morton, Shin, Jacobsen, Spanel, Swecker, and Honeyford

WHEREAS, On January 30, 2008, the livestock industry, affectionately referred to as the "Barnyard Coalition," is convening its Joint Legislative Day in Olympia to meet with leaders of state government; and

WHEREAS, The state livestock and related livestock feed industry comprise approximately thirty-six percent of the value of production of Washington State's agriculture industry, the state's number one industry; and

WHEREAS, This group is an informal but influential group that works with other state leaders to coordinate the state's efforts toward high priority issues including food safety, environmental stewardship, livestock disease control, and, last but not least, maintaining the viability of farming and ranching for future generations;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the State of Washington recognize the efforts of the "Barnyard Coalition" to address important public issues, and to express great appreciation for the hard work of the livestock industry because we know that a quality and affordable product does not just magically appear on the grocery store shelf; and

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BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to representatives of the "Barnyard Coalition."

Senator Rasmussen spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8715.

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

MOTION

At 12:12 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Wednesday, January 30, 2008.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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