

NINTH DAY

NOON SESSION

Senate Chamber, Olympia, Tuesday, January 17, 2012

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 16, 2012

SSB 5128 Prime Sponsor, Committee on Transportation: Concerning statewide transportation planning. Reported by Committee on Transportation

MAJORITY recommendation: That Second Substitute Senate Bill No. 5128 be substituted therefor, and the second substitute bill do pass. Signed by Senators Haugen, Chair; Eide, Vice Chair; King; Fain; Delvin; Frockt; Hill; Litzow; Rolfes and Sheldon.

Passed to Committee on Rules for second reading.

January 12, 2012

SSB 5250 Prime Sponsor, Committee on Transportation: Concerning the design-build procedure for certain projects. Reported by Committee on Transportation

MAJORITY recommendation: That Second Substitute Senate Bill No. 5250 be substituted therefor, and the second substitute bill do pass. Signed by Senators Haugen, Chair; Eide, Vice Chair; King; Fain; Delvin; Frockt; Hill; Hobbs; Litzow; Rolfes; Sheldon and Swecker.

Passed to Committee on Rules for second reading.

January 16, 2012

SB 5259 Prime Sponsor, Senator Kline: Concerning the tax payment and reporting requirements of small wineries. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Conway, Vice Chair; Holmquist Newbry; King; Hewitt; Keiser and Kline.

Passed to Committee on Rules for second reading.

January 16, 2012

SB 6046 Prime Sponsor, Senator Prentice: Addressing the powers and duties of the gambling commission. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Conway, Vice Chair; Holmquist Newbry; King; Hewitt; Keiser and Kline.

Passed to Committee on Rules for second reading.

January 16, 2012

SB 6059 Prime Sponsor, Senator Conway: Establishing the veterans' raffle. Reported by Committee on Labor, Commerce & Consumer Protection

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Conway, Vice Chair; Holmquist Newbry; King; Hewitt; Keiser and Kline.

Passed to Committee on Rules for second reading.

January 12, 2012

SB 6073 Prime Sponsor, Senator Kilmer: Concerning sales and use taxes related to the state route number 16 corridor improvements project. Reported by Committee on Transportation

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Haugen, Chair; Eide, Vice Chair; King; Fain; Delvin; Frockt; Hill; Hobbs; Litzow; Rolfes; Sheldon and Swecker.

Passed to Committee on Ways & Means.

January 16, 2012

SB 6194 Prime Sponsor, Senator Prentice: Concerning the administration of medical expense plans for state government retirees. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Keiser, Chair; Conway, Vice Chair; Becker; Carrell; Frockt; Kline; Parlette; Pflug and Pridemore.

Passed to Committee on Government Operations, Tribal Relations & Elections.

MOTION

On motion of Senator Eide, all measures listed on the Standing Committee report were referred to the committees as designated.

MOTION

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

MESSAGE FROM THE HOUSE

January 16, 2012

MR. PRESIDENT:

The House has passed:
 ENGROSSED HOUSE BILL NO. 1050,
 SUBSTITUTE HOUSE BILL NO. 1081,
 HOUSE BILL NO. 1221,

ENGROSSED HOUSE BILL NO. 1234,
HOUSE BILL NO. 1381,
SUBSTITUTE HOUSE BILL NO. 1470,
HOUSE BILL NO. 1486,
SUBSTITUTE HOUSE BILL NO. 1615,
SUBSTITUTE HOUSE BILL NO. 1699.
and the same are herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6288 by Senators Rolfes, Swecker, Hobbs, Kilmer, Sheldon, Shin, Chase and Conway

AN ACT Relating to higher education registration priority for eligible veterans and national guard members; adding a new section to chapter 28B.15 RCW; and providing an expiration date.

Referred to Committee on Higher Education & Workforce Development.

SB 6289 by Senators Rolfes and Kastama

AN ACT Relating to facilitating self-employment training; amending RCW 50.20.250 and 50.62.030; amending 2007 c 248 s 3 (uncodified); and repealing 2007 c 248 s 6 (uncodified).

Referred to Committee on Economic Development, Trade & Innovation.

SB 6290 by Senators Kilmer, Swecker, Conway, Shin, Rolfes and Chase

AN ACT Relating to military spouses or registered domestic partners occupational licensing status during deployment or placement outside Washington state; and amending RCW 43.24.130 and 43.70.270.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6291 by Senators Harper and Carrell

AN ACT Relating to sealing juvenile records; amending RCW 13.40.127; and reenacting and amending RCW 13.50.050.

Referred to Committee on Human Services & Corrections.

SB 6292 by Senators Harper and Carrell

AN ACT Relating to access to juvenile records; amending RCW 10.97.050 and 19.182.040; reenacting and amending RCW 13.50.050; creating a new section; and providing an effective date.

Referred to Committee on Human Services & Corrections.

SB 6293 by Senators Harper, McAuliffe, Shin, Rolfes and Chase

AN ACT Relating to adopting early learning guidelines; and reenacting and amending RCW 43.215.020.

Referred to Committee on Early Learning & K-12 Education.

SB 6294 by Senators Pridemore, Benton and Carrell

AN ACT Relating to quorum requirements for homeowners' association meetings; and amending RCW 64.38.040.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6295 by Senator Morton

AN ACT Relating to exchange facilitator requirements; amending RCW 19.310.040; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6296 by Senators Harper, Carrell and Shin

AN ACT Relating to background checks; amending RCW 10.97.030, 10.97.050, 10.97.080, 43.43.730, and 43.43.8321; and repealing RCW 43.43.565.

Referred to Committee on Human Services & Corrections.

SB 6297 by Senators Chase and Nelson

AN ACT Relating to salmon and steelhead spawning beds; adding a new section to chapter 77.95 RCW; and prescribing penalties.

Referred to Committee on Energy, Natural Resources & Marine Waters.

SB 6298 by Senators Chase, Nelson, Shin, Keiser, Rolfes and Conway

AN ACT Relating to labeling foods containing genetically engineered material; adding a new chapter to Title 15 RCW; and prescribing penalties.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 6299 by Senators Chase and Conway

AN ACT Relating to removal of the insurance premium tax credit under the Washington insurance guaranty association act; and repealing RCW 48.32.145.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6300 by Senators Chase, Conway, Shin and Kohl-Welles

NINTH DAY, JANUARY 17, 2012

2012 REGULAR SESSION

AN ACT Relating to instruction on the Universal Declaration of Human Rights in Washington state schools; adding a new section to chapter 28A.230 RCW; and creating a new section.

Referred to Committee on Labor, Commerce & Consumer Protection.

Referred to Committee on Early Learning & K-12 Education.

SB 6307 by Senators Prentice, Conway, Pridemore, Harper, Kohl-Welles, Keiser, Kline and Shin

SB 6301 by Senators Kline and Carrell

AN ACT Relating to awarding of costs, including attorneys' fees, in actions challenging actions taken by professional peer review bodies; amending RCW 7.71.030; and adding a new section to chapter 7.71 RCW.

AN ACT Relating to nursing staffing practices at hospitals; amending RCW 70.41.420; adding new sections to chapter 70.41 RCW; creating new sections; and prescribing penalties.

Referred to Committee on Health & Long-Term Care.

Referred to Committee on Judiciary.

SB 6308 by Senators Hatfield, Delvin, Hargrove, Morton, Roach, Stevens, Benton, Sheldon, Holmquist Newbry, Pridemore, Schoesler, Carrell, Shin, Kastama and Zarelli

SB 6302 by Senators Kohl-Welles, Conway, Keiser, Kline, Pridemore and Chase

AN ACT Relating to claim files and compensation under the industrial insurance laws; amending RCW 51.08.173, 51.14.110, 51.32.055, 51.32.195, 51.32.240, and 51.52.120; adding new sections to chapter 51.08 RCW; adding new sections to chapter 51.32 RCW; adding a new section to chapter 51.14 RCW; creating a new section; and prescribing penalties.

AN ACT Relating to removing certain requirements for motorcycle helmet use; and amending RCW 46.37.530 and 46.37.535.

Referred to Committee on Transportation.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6309 by Senators Prentice, Conway, Kohl-Welles, Keiser, Kline, Pridemore, Chase, Harper, Frockt, McAuliffe, Shin and Nelson

AN ACT Relating to meals and rest breaks for certain health care workers; adding new sections to chapter 49.12 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6303 by Senators Nelson, Haugen and Harper

AN ACT Relating to authorizing an optional system of rates and charges for conservation districts; and amending RCW 89.08.400.

SB 6310 by Senators Keiser, Conway, Hargrove, Prentice, Frockt, Shin, Kohl-Welles, Nelson, Rolfes, Chase and Kline

AN ACT Relating to establishing the Washington investment trust; amending RCW 30.04.020, 42.56.270, 42.56.400, 43.08.135, and 43.84.080; reenacting and amending RCW 42.56.400; adding a new section to chapter 39.58 RCW; adding a new section to chapter 41.06 RCW; adding a new chapter to Title 43 RCW; creating a new section; providing an effective date; providing expiration dates; and declaring an emergency.

Referred to Committee on Financial Institutions, Housing & Insurance.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 6304 by Senators Rolfes, Delvin, Benton, Hargrove and Hatfield

AN ACT Relating to incorporating motorcycles into certain transportation planning; and amending RCW 70.94.531, 46.61.165, 47.52.025, 47.56.880, and 47.56.403.

Referred to Committee on Transportation.

SB 6305 by Senators Rolfes, Becker, Kohl-Welles, Parlette, Keiser and Hobbs

AN ACT Relating to persons who operate a roll your own cigarette machine at retail establishments; and adding a new section to chapter 70.158 RCW.

Referred to Committee on Labor, Commerce & Consumer Protection.

SB 6311 by Senators Haugen, Hobbs, Honeyford, Hatfield and Hargrove

AN ACT Relating to requiring proof of concept for water resource mitigation alternatives for human domestic needs in rural areas; adding a new section to chapter 90.54 RCW; and creating a new section.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 6306 by Senators Conway, Keiser, Kline and Kohl-Welles

AN ACT Relating to maintenance of a surety bond for appraisal management companies; and amending RCW 18.310.040.

SB 6312 by Senators Haugen, Hobbs, Honeyford, Hatfield, Hargrove and Shin

AN ACT Relating to promoting job creation by ensuring access to human domestic water for home construction;

amending RCW 90.54.120, 90.54.020, and 19.27.097; reenacting and amending RCW 90.54.050; and creating a new section.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 6313 by Senators Haugen, Hobbs, Honeyford, Hatfield and Hargrove

AN ACT Relating to providing consistency in water resource terminology and policy; amending RCW 90.22.010, 90.22.020, 90.54.020, and 90.82.020; and creating a new section.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SB 6314 by Senators McAuliffe, Rolfes, Chase, Pridemore and Shin

AN ACT Relating to the statewide high school assessment in science; amending RCW 28A.655.068; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6315 by Senators Frockt, Kohl-Welles, Kline, Chase, Keiser, Regala and Nelson

AN ACT Relating to the fair tenant screening act; amending RCW 59.18.030, 59.18.257, and 19.182.110; and creating a new section.

Referred to Committee on Financial Institutions, Housing & Insurance.

SB 6316 by Senators Delvin, Morton and Regala

AN ACT Relating to exempting vehicles owned and managed by the law enforcement bureau of the department of fish and wildlife from the state's motor vehicle transportation service; and amending RCW 43.19.565.

Referred to Committee on Government Operations, Tribal Relations & Elections.

SB 6317 by Senators Frockt, McAuliffe, Keiser, Rolfes and Harper

AN ACT Relating to establishing a statewide plan for implementing revised teacher and principal evaluation systems to support continuous professional growth based on the development work of pilot school districts; amending RCW 28A.405.100, 28A.405.120, and 28A.405.130; adding a new section to chapter 28A.405 RCW; adding a new section to chapter 28A.410 RCW; adding a new section to chapter 28A.300 RCW; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6318 by Senators Frockt and Murray

AN ACT Relating to facilitating statewide implementation of revised teacher and principal evaluation systems through professional development and training; amending RCW

28A.415.023 and 28A.405.100; adding new sections to chapter 28A.415 RCW; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6319 by Senators McAuliffe, Harper, Chase, Pridemore, Delvin, Schoesler, Rolfes, Holmquist Newbry, Honeyford, Conway and Shin

AN ACT Relating to making the membership of the state board of education more representative of public education; amending RCW 28A.305.011 and 28A.305.130; creating new sections; repealing RCW 28A.305.021; and declaring an emergency.

Referred to Committee on Early Learning & K-12 Education.

SB 6320 by Senators McAuliffe, Pridemore, Harper, Chase, Schoesler, Delvin, Holmquist Newbry, Honeyford and Keiser

AN ACT Relating to unfunded mandates from the state board of education; amending RCW 28A.230.090; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6321 by Senators Kohl-Welles, Regala, Chase, Harper, Nelson, Keiser, Frockt and Kline

AN ACT Relating to facilitating the sealing of certain unlawful detainer and protection order records to protect housing opportunities; adding a new section to chapter 59.18 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Judiciary.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

EHB 1050 by Representatives McCoy and Appleton

AN ACT Relating to residential provisions for children of parents with military duties; amending RCW 26.09.260; reenacting and amending RCW 26.09.004; and adding a new section to chapter 26.09 RCW.

Referred to Committee on Human Services & Corrections.

SHB 1081 by House Committee on Technology, Energy & Communications (originally sponsored by Representatives Morris, Frockt and Moeller)

AN ACT Relating to small facility siting; amending RCW 80.50.040, 80.50.060, 80.50.071, and 80.50.100; reenacting and amending RCW 80.50.090; adding new sections to chapter 80.50 RCW; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Energy, Natural Resources & Marine Waters.

HB 1221 by Representatives Finn, Rodne, Eddy, Shea, Klippert and Kelley

NINTH DAY, JANUARY 17, 2012

AN ACT Relating to rights of higher education students involved in military service; and amending RCW 28B.10.270.

Referred to Committee on Higher Education & Workforce Development.

EHB 1234 by Representatives Moscoso, Hope, Klippert, Lytton, Johnson, Rivers, Jinkins, Ladenburg, Ryu, Reykdal, Fitzgibbon and Maxwell

AN ACT Relating to law enforcement crime prevention efforts regarding security alarm systems and crime watch programs for residential and commercial locations; and reenacting and amending RCW 42.56.240.

Referred to Committee on Government Operations, Tribal Relations & Elections.

HB 1381 by Representatives Warnick, Blake, Hinkle, Taylor, Haler, McCune, Armstrong, Condotta, Johnson, Parker and Shea

AN ACT Relating to sufficient cause for the nonuse of water; amending RCW 90.14.140; reenacting and amending RCW 90.14.140; providing an effective date; and providing an expiration date.

Referred to Committee on Agriculture, Water & Rural Economic Development.

SHB 1470 by House Committee on Education (originally sponsored by Representative Bailey)

AN ACT Relating to access to K-12 campuses for occupational or educational information; and amending RCW 28A.230.180.

Referred to Committee on Early Learning & K-12 Education.

HB 1486 by Representatives Green, Jinkins, Cody, Hinkle, Moeller, Bailey, Schmick, Clibborn, Kelley and Condotta

2012 REGULAR SESSION

AN ACT Relating to authorizing Washington pharmacies to fill prescriptions written by advanced registered nurse practitioners in other states; and amending RCW 69.50.101.

Referred to Committee on Health & Long-Term Care.

SHB 1615 by House Committee on Judiciary (originally sponsored by Representatives Ladenburg, Kelley, Rodne, Moscoso, Kirby, Appleton and Stanford)

AN ACT Relating to service members' civil relief; and amending RCW 38.42.010 and 38.42.050.

Referred to Committee on Judiciary.

SHB 1699 by House Committee on Capital Budget (originally sponsored by Representatives Kenney, Smith and Maxwell)

AN ACT Relating to housing trust fund administrative costs; amending RCW 43.185.020, 43.185.050, 43.185A.010, and 43.185A.050; and reenacting and amending RCW 43.185.070 and 43.185A.030.

Referred to Committee on Ways & Means.

MOTION

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

MOTION

At 12:05 p.m., on motion of Senator Eide, the Senate adjourned until 11:00 a.m. Wednesday, January 18, 2012.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

NINTH DAY, JANUARY 17, 2012

2012 REGULAR SESSION

1050
 Introduction & 1st Reading4
 Messages1
 1081-S
 Introduction & 1st Reading4
 Messages1
 1221
 Introduction & 1st Reading4
 Messages1
 1234
 Introduction & 1st Reading5
 Messages2
 1381
 Introduction & 1st Reading5
 Messages2
 1470-S
 Introduction & 1st Reading5
 Messages2
 1486
 Introduction & 1st Reading5
 Messages2
 1615-S
 Introduction & 1st Reading5
 Messages2
 1699-S
 Introduction & 1st Reading5
 Messages2
 5128-S
 Committee Report1
 5250-S
 Committee Report1
 5259
 Committee Report1
 6046
 Committee Report1
 6059
 Committee Report1
 6073
 Committee Report1
 6194
 Committee Report1
 6288
 Introduction & 1st Reading2
 6289
 Introduction & 1st Reading2
 6290
 Introduction & 1st Reading2
 6291
 Introduction & 1st Reading2
 6292
 Introduction & 1st Reading2
 6293
 Introduction & 1st Reading2
 6294
 Introduction & 1st Reading2

6295
 Introduction & 1st Reading.....2
 6296
 Introduction & 1st Reading.....2
 6297
 Introduction & 1st Reading.....2
 6298
 Introduction & 1st Reading.....2
 6299
 Introduction & 1st Reading.....2
 6300
 Introduction & 1st Reading.....2
 6301
 Introduction & 1st Reading.....3
 6302
 Introduction & 1st Reading.....3
 6303
 Introduction & 1st Reading.....3
 6304
 Introduction & 1st Reading.....3
 6305
 Introduction & 1st Reading.....3
 6306
 Introduction & 1st Reading.....3
 6307
 Introduction & 1st Reading.....3
 6308
 Introduction & 1st Reading.....3
 6309
 Introduction & 1st Reading.....3
 6310
 Introduction & 1st Reading.....3
 6311
 Introduction & 1st Reading.....3
 6312
 Introduction & 1st Reading.....3
 6313
 Introduction & 1st Reading.....4
 6314
 Introduction & 1st Reading.....4
 6315
 Introduction & 1st Reading.....4
 6316
 Introduction & 1st Reading.....4
 6317
 Introduction & 1st Reading.....4
 6318
 Introduction & 1st Reading.....4
 6319
 Introduction & 1st Reading.....4
 6320
 Introduction & 1st Reading.....4
 6321
 Introduction & 1st Reading.....4