
TWENTY SECOND DAY

House Chamber, Olympia, Monday, January 31, 2011

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 a Sergeant at Arms Color Guard, Pages Samantha Scott and Taryn Alexander. The Speaker (Representative Orwall presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Pastor Sandra Kreis, Retired Lutheran Pastor, Olympia, Washington.

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

POINT OF PERSONAL PRIVILEGE

Representative Pearson: "Thank you Madame Speaker. Early Sunday morning I was awakened to a phone call from Secretary Eldon Vail. Secretary Vail shared with me some horrific news that happened at the Monroe Correctional Complex. As it turned out Correctional Officer Jayme Biendl was murdered in the chapel at Monroe Correctional Complex. Jayme Biendl is a much loved employee, correctional officer at the correctional complex. She was employee of the year and it seemed like in our community, I've lived in Monroe all of my 52 years and the correctional complex has been there over a 100 years and there has never been a situation like that. It seemed like a lot of us were hurting that day. Madame Speaker, my heart goes out to all the staff, the brothers and sisters of Teamsters, Local 117, Superintendent Frakes, Secretary Vail and everyone that works for the Department of Corrections and all of our state employees. Officer Biendl; she died serving us, doing her best for the people of the State of Washington. Today we think of her loved ones and everyone that loved her and all the lives she did touch, to know that she served the State of Washington her very best. Thank you, Madame Speaker."

RESOLUTION

HOUSE RESOLUTION NO. 2011-4609, by Representatives Appleton, Rolfes, and Ladenburg

WHEREAS, Washington state's greatest asset is the creative, collaborative, and innovative people in its workforce, and Washington schools are an important factor in preparing young adults for the global workforce; and

WHEREAS, Nearly 20,000 arts related businesses in Washington State employ close to 64,000 people; and

WHEREAS, The arts make a tremendous impact on the developmental growth of every child and have been proven to help level the "learning field" across socioeconomic boundaries; and

WHEREAS, Young people who participate in the arts are more likely to be recognized for academic achievement, elected to class office within their schools, and have strong school attendance; and

WHEREAS, The arts can teach and inspire students about different cultures through dance, music, theatre, and visual art; and

WHEREAS, The arts are core subjects as defined by state and federal law; and

WHEREAS, Students with high arts involvement are more than three times less likely to drop out of school by their sophomore year;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives recognize teachers, instructors, and volunteers who bring arts to our children in public schools.

The Speaker (Representative Orwall presiding) stated the question before the House to be adoption of House Resolution No. 4609.

HOUSE RESOLUTION NO. 4609 was adopted.

INTRODUCTIONS AND FIRST READING

HB 1688 by Representatives Hurst, Appleton and Ladenburg

AN ACT Relating to the deportation of criminal alien offenders; amending RCW 9.94A.685; providing an effective date; and declaring an emergency.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1689 by Representative Hurst

AN ACT Relating to allowing booking photographs and electronic images at jails to be open to the public; and amending RCW 70.48.100.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1690 by Representative Kirby

AN ACT Relating to the use of original equipment manufacturer crash parts for repair of motor vehicles; and adding a new section to chapter 46.71 RCW.

Referred to Committee on Business & Financial Services.

HB 1691 by Representatives Kirby, Anderson, Springer, Eddy, Ryu, Morris and Stanford

AN ACT Relating to embalmers; and amending RCW 68.50.070.

Referred to Committee on Business & Financial Services.

HB 1692 by Representatives Rolfes and Appleton

AN ACT Relating to manufactured/mobile home park rent adjustment; amending RCW 35.21.830; adding a new chapter to Title 59 RCW; and prescribing penalties.

Referred to Committee on Judiciary.

HB 1693 by Representative Hunt

AN ACT Relating to retired local government employees; amending RCW 41.05.011, 41.04.208, and 41.05.022; reenacting and amending RCW 41.05.080 and 41.05.120; adding a new section to chapter 41.04 RCW; and providing an effective date.

Referred to Committee on Ways & Means.

HB 1694 by Representatives Stanford and Kirby

AN ACT Relating to unauthorized insurance; amending RCW 48.15.040, 48.15.040, 48.15.090, 48.15.110, and 48.15.120; adding new sections to chapter 48.15 RCW; creating a new section; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on Business & Financial Services.

HB 1695 by Representatives Takko, Rodne, Miloscia and Angel

AN ACT Relating to voter approval of assumptions of water-sewer districts by cities and towns; adding a new section to chapter 35.13A RCW; and creating a new section.

Referred to Committee on Local Government.

HB 1696 by Representatives Fitzgibbon, Tharinger and Takko

AN ACT Relating to provisions for notifications and appeals timelines under the shoreline management act; amending RCW 36.70A.290, 90.58.090, 90.58.140, and 90.58.180; and reenacting and amending RCW 90.58.190.

Referred to Committee on Local Government.

HB 1697 by Representatives Roberts, Seaquist, Goodman, Orwall and Dickerson

AN ACT Relating to unannounced monthly visits to persons providing care to children in the dependency system; and reenacting and amending RCW 74.13.031.

Referred to Committee on Early Learning & Human Services.

HB 1698 by Representatives Lytton, Morris, Van De Wege, Blake and Liias

AN ACT Relating to recreational fishing opportunities; amending RCW 77.105.005, 77.105.020, 77.105.030, 77.105.050, and 77.105.160; adding a new section to chapter 77.105 RCW; and repealing RCW 77.105.040, 77.105.060, 77.105.070, 77.105.080, 77.105.090, 77.105.100, 77.105.110, 77.105.120, and 77.105.130.

Referred to Committee on Agriculture & Natural Resources.

HB 1699 by Representatives Kenney and Smith

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 Community Development & Housing.

HB 1700 by Representatives Fitzgibbon, Angel, Appleton, Armstrong, Rolfes, Johnson, Clibborn, Rivers, Reykdal, Ormsby, Upthegrove, Liias, Billig and Moeller

AN ACT Relating to modifying the requirements related to designing various transportation projects; amending RCW 35.75.060 and 36.82.145; adding a new section to chapter 35.78 RCW; adding a new section to chapter 47.04 RCW; and creating a new section.

Referred to Committee on Transportation.

HB 1701 by Representatives Ormsby, Green, Sells, Kenney, Van De Wege, Hasegawa, Hudgins, Moeller, Miloscia, Sullivan, Upthegrove, Pettigrew and Seaquist

AN ACT Relating to the underground economy by addressing the loss in state revenue through misclassification of workers as independent contractors in the construction industry; adding a new section to chapter 18.27 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Labor & Workforce Development.

HB 1702 by Representatives Liias, Rodne, Angel, Springer, Eddy, Smith, Anderson, Clibborn, Stanford and Takko

AN ACT Relating to establishing a process for the payment of impact fees through provisions stipulated in recorded covenants; and amending RCW 82.02.050 and 36.70A.070.

Referred to Committee on Local Government.

HB 1703 by Representatives Dammeier, Haigh, Anderson, Probst, Parker and Alexander

AN ACT Relating to fiscal notes for legislation that uniquely affects school districts; amending RCW 43.88A.020 and 43.132.020; and adding a new section to chapter 28A.300 RCW.

Referred to Committee on Education Appropriations & Oversight.

HB 1704 by Representatives Reykdal, Moscoso, Sullivan, Hasegawa, Stanford, Sells and Appleton

AN ACT Relating to vesting after five years of service in the defined benefit portion of the public employees' retirement system, the school employees' retirement system, and the teachers' retirement system plan 3; and amending RCW 41.32.875, 41.35.680, and 41.40.820.

Referred to Committee on Ways & Means.

HB 1705 by Representatives Moscoso, Sullivan, Reykdal, Stanford, Sells and Appleton

AN ACT Relating to providing retirement benefits at earlier ages in the plans 2 and 3 of the public employees' retirement system, the teachers' retirement system, and the school employees' retirement system; amending RCW 41.40.630,

41.40.820, 41.32.765, 41.32.875, 41.35.420, and 41.35.680; providing an effective date; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 1706 by Representatives Cody, Moscoso, Reykdal, Sullivan, Appleton, Stanford, Hasegawa and Sells

AN ACT Relating to participating in insurance plans and contracts by separated plan 2 members of certain retirement systems; amending RCW 41.05.011; and providing an effective date.

Referred to Committee on Ways & Means.

HB 1707 by Representatives Kenney, Appleton, Darneille, Pettigrew, Orwall, Santos, Lias, Ryu, Ormsby, Hasegawa, Dunshee, Frockt, Kagi, Cody, Springer, Upthegrove, Hunt, Pedersen, Rolfes, Ladenburg, Moscoso and Goodman

AN ACT Relating to the existing surcharge for local homeless housing and assistance; and amending RCW 36.22.179.

Referred to Committee on Community Development & Housing.

HB 1708 by Representative Moeller

AN ACT Relating to mechanics' and materialmen's claims of liens; and amending RCW 60.04.091, 60.04.171, and 60.04.900.

Referred to Committee on Labor & Workforce Development.

HB 1709 by Representatives Kirby and Bailey

AN ACT Relating to group disability insurance; and amending RCW 48.21.010.

Referred to Committee on Business & Financial Services.

HB 1710 by Representatives Moscoso, Lias, Probst, Ladenburg, Hasegawa, McCoy, Haler, Dahlquist, Green, Wilcox, McCune and Zeiger

AN ACT Relating to creating a strategic plan for career and technical education; and creating new sections.

Referred to Committee on Education.

HB 1711 by Representatives McCoy, Hasegawa, Rolfes and Walsh

AN ACT Relating to the provision of telecommunications services by public entities; amending RCW 54.16.005, 54.16.330, 53.08.005, 53.08.370, and 35A.80.010; adding a new section to chapter 35.92 RCW; and creating a new section.

Referred to Committee on Technology, Energy & Communications.

HB 1712 by Representatives Harris, Crouse and Short

AN ACT Relating to null power; amending RCW 19.29A.010, 19.29A.060, and 80.80.040; and reenacting and amending RCW 80.80.010.

Referred to Committee on Environment.

HB 1713 by Representatives Upthegrove, Short, Morris, Taylor, Takko, Springer, Smith and Eddy

AN ACT Relating to modifying the categorical exemptions for development under the state environmental policy act; adding new sections to chapter 43.21C RCW; and creating a new section.

Referred to Committee on Environment.

HB 1714 by Representatives Klippert, Finn, Pearson, McCune, Hope and Ross

AN ACT Relating to implementing a biometric matching system program; and adding a new section to chapter 46.20 RCW.

Referred to Committee on Transportation.

HB 1715 by Representatives Bailey, Wilcox, Buys, Zeiger, Haler, Fagan and Johnson

AN ACT Relating to designating coffee as the state beverage; adding a new section to chapter 1.20 RCW; and creating new sections.

Referred to Committee on State Government & Tribal Affairs.

HB 1716 by Representatives Asay, Hurst, Klippert and Pearson

AN ACT Relating to the regulation of secondhand dealers; amending RCW 19.60.010, 19.60.020, and 19.60.055; reenacting and amending RCW 19.60.066; adding new sections to chapter 19.60 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Business & Financial Services.

HB 1717 by Representatives Fitzgibbon, Rolfes, Chandler, Dunshee, Orcutt, Appleton, Van De Wege and Hinkle

AN ACT Relating to derelict fishing gear; amending RCW 77.12.870; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

HB 1718 by Representatives Roberts, Moeller, Dammeier and Green

AN ACT Relating to offenders with developmental disabilities or traumatic brain injuries; amending RCW 2.28.180 and 74.09.555; and adding a new section to chapter 70.48 RCW.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1719 by Representative Rodne

AN ACT Relating to limiting liability for unauthorized passengers in a vehicle; adding a new section to chapter 4.92 RCW; adding a new section to chapter 4.24 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1720 by Representative Hunt

AN ACT Relating to reorganizing and streamlining central service functions, powers, and duties of state government; amending RCW 43.17.010, 43.17.020, 42.17A.705, 42.17.2401, 43.19.011, 43.19.035, 43.19.125, 43.19.180, 43.19.185, 43.19.190, 43.19.1905, 43.19.1906, 43.19.1908, 43.19.1911, 43.19.1913, 43.19.1915, 43.19.1917, 43.19.1919, 43.19.19191, 43.19.1920, 43.19.19201, 43.19.1921, 43.19.200, 43.19.450, 43.19.455, 43.19.500, 43.19.501, 43.19.534, 43.19.538, 43.19.539, 43.19.560, 43.19.565, 43.19.585, 43.19.600, 43.19.620, 43.19.635, 43.19.710, 19.27.070, 19.27A.140, 39.34.055, 39.35.030, 39.35C.010, 39.35D.020, 43.19A.010, 43.19A.022, 39.32.035, 43.01.225, 43.19.025, 43.82.120, 43.82.125, 43.99H.070, 43.78.030, 43.78.070, 43.78.090, 43.78.100, 43.78.105, 1.08.039, 15.24.085, 15.62.190, 16.67.170, 28A.300.040, 28B.10.029, 40.04.030, 40.06.030, 40.07.050, 43.08.061, 41.06.020, 41.06.076, 41.06.080, 41.06.093, 41.06.110, 41.06.120, 41.06.142, 41.06.152, 41.06.167, 41.06.169, 41.06.170, 41.06.220, 41.06.260, 41.06.270, 41.06.280, 41.06.285, 41.06.350, 41.06.395, 41.06.400, 41.06.410, 41.06.420, 41.06.476, 41.06.490, 41.06.510, 41.06.530, 34.05.030, 41.04.340, 41.04.385, 41.04.395, 41.04.670, 41.04.680, 41.04.685, 41.04.720, 41.04.770, 41.07.020, 41.07.030, 41.60.015, 41.80.005, 41.80.020, 42.16.010, 42.17.370, 43.01.040, 43.01.135, 43.03.028, 43.03.120, 43.03.130, 43.06.013, 43.06.410, 43.06.425, 43.33A.100, 43.105.052, 43.130.060, 43.131.090, 48.37.060, 49.46.010, 49.74.020, 49.74.030, 49.90.010, 50.13.060, 43.41.290, 43.41.300, 43.41.310, 43.41.320, 43.41.330, 43.41.340, 43.41.360, 43.41.370, 43.41.380, 43.41.110, 4.92.006, 4.92.040, 4.92.130, 4.92.150, 4.92.160, 4.92.210, 4.92.270, 4.92.280, 10.92.020, 48.62.021, 48.64.010, 39.29.011, 39.29.016, 39.29.018, 39.29.025, 39.29.055, 39.29.065, 39.29.075, 39.29.090, 39.29.100, 39.29.110, 39.29.120, 43.88.580, 43.105.080, and 43.105.320; reenacting and amending RCW 41.06.070, 41.06.133, 41.06.150, 41.04.665, 42.17A.110, 49.46.010, and 39.29.068; adding new sections to chapter 43.19 RCW; adding new sections to chapter 41.06 RCW; adding a new section to chapter 43.41 RCW; adding a new section to chapter 41.80 RCW; creating new sections;

recodifying RCW 43.78.030, 43.78.070, 43.78.090, 43.78.100, 43.78.105, 43.41.280, 43.41.290, 43.41.300, 43.41.310, 43.41.320, 43.41.330, 43.41.340, 43.41.350, 43.41.360, 43.41.370, 43.41.380, 43.105.080, 43.105.320, 43.105.374, and 43.105.410; decodifying RCW 43.19.123; repealing RCW 43.19.010, 43.19.1923, 43.19.1925, 43.19.590, 43.19.595, 43.19.615, 43.19.675, 43.19.680, 43.78.010, 43.78.020, 43.78.040, 43.78.050, 43.78.080, 41.06.030, 41.06.111, 41.06.130, 41.06.139, 41.06.155, 41.06.160, 41.06.480, 41.07.900, 43.105.300, and 43.105.360; repealing 2010 c 271 s 301; providing effective dates; providing expiration dates; and declaring an emergency.

Referred to Committee on State Government & Tribal Affairs.

HB 1721 by Representatives Frockt and Kenney

AN ACT Relating to preventing storm water pollution from coal tar sealants; and adding a new chapter to Title 70 RCW.

Referred to Committee on Environment.

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.

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

There being no objection, the Committee on Community Development & Housing was relieved of HOUSE BILL NO. 1651, and the bill was referred to the Committee on Judiciary.

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

There being no objection, the House adjourned until 9:55 a.m., February 1, 2011, the 23rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

1651	Other Action.....	4
1688	Introduction & 1st Reading	1
1689	Introduction & 1st Reading	1
1690	Introduction & 1st Reading	1
1691	Introduction & 1st Reading	1
1692	Introduction & 1st Reading	1
1693	Introduction & 1st Reading	1
1694	Introduction & 1st Reading	2
1695	Introduction & 1st Reading	2
1696	Introduction & 1st Reading	2
1697	Introduction & 1st Reading	2
1698	Introduction & 1st Reading	2
1699	Introduction & 1st Reading	2
1700	Introduction & 1st Reading	2
1701	Introduction & 1st Reading	2
1702	Introduction & 1st Reading	2
1703	Introduction & 1st Reading	2
1704	Introduction & 1st Reading	2
1705	Introduction & 1st Reading	3
1706	Introduction & 1st Reading	3
1707	Introduction & 1st Reading	3
1708	Introduction & 1st Reading	3
1709	Introduction & 1st Reading	3
1710	Introduction & 1st Reading	3
1711	Introduction & 1st Reading	3
1712	Introduction & 1st Reading	3
1713	Introduction & 1st Reading	3
1714	Introduction & 1st Reading	3
1715	Introduction & 1st Reading	3
1716	Introduction & 1st Reading	3
1717	Introduction & 1st Reading	3
1718	Introduction & 1st Reading	4
1719	Introduction & 1st Reading	4

1720
 Introduction & 1st Reading 4

1721
 Introduction & 1st Reading 4

4609
 Introduced 1
 Adopted 1

HOUSE OF REPRESENTATIVES
 Personal Privilege, Representative Pearson Jayme Biendl 1