

THIRTY NINTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, February 16, 2012

The Senate was called to order at 12:00 noon by the 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

February 15, 2012

SB 6262 Prime Sponsor, Senator Parlette: Implementing the recommendations of the commission on state debt. Reported by Committee on Ways & Means

MAJORITY recommendation: That Substitute Senate Bill No. 6262 be substituted therefor, and the substitute bill do pass. Signed by Senators Murray, Chair; Kilmer, Vice Chair, Capital Budget Chair; Parlette; Fraser; Harper; Hatfield; Hewitt; Honeyford; Kastama; Kohl-Welles; Padden; Regala; Schoesler and Tom.

Passed to Committee on Rules for second reading.

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HB 1486 Prime Sponsor, Representative Green: Authorizing Washington pharmacies to fill prescriptions written by advanced registered nurse practitioners in other states. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair; Becker; Frockt; Kline; Parlette and Pridemore.

Passed to Committee on Rules for second reading.

February 15, 2012

EHB 2186 Prime Sponsor, Representative Bailey: Concerning licensed midwives ability to work with registered nurses and licensed practical nurses. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair; Becker; Frockt; Kline; Parlette and Pridemore.

Passed to Committee on Rules for second reading.

February 15, 2012

SHB 2188 Prime Sponsor, Committee on Business & Financial Services: Regulating air rescue or evacuation services. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Prentice, Vice Chair; Fain; Haugen and Keiser.

Passed to Committee on Rules for second reading.

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HB 2235 Prime Sponsor, Representative Kirby: Revising franchise investment protection provisions. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Prentice, Vice Chair; Fain; Haugen and Keiser.

Passed to Committee on Rules for second reading.

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SHB 2255 Prime Sponsor, Committee on Business & Financial Services: Concerning nondepository institutions regulated by the department of financial institutions. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Prentice, Vice Chair; Fain; Haugen and Keiser.

Passed to Committee on Rules for second reading.

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SHB 2261 Prime Sponsor, Committee on Judiciary: Providing limited immunity for organizations making charitable donations of eye glasses or hearing instruments. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair; Becker; Frockt; Kline; Parlette and Pridemore.

Passed to Committee on Rules for second reading.

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HB 2306 Prime Sponsor, Representative Hinkle: Authorizing the presentation of claims for payment for pathology services to direct patient-provider primary care practices. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: Do pass. Signed by Senators Keiser, Chair; Conway, Vice Chair; Becker; Frockt; Kline; Parlette and Pridemore.

Passed to Committee on Rules for second reading.

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HB 2523 Prime Sponsor, Representative Bailey: Regulating insurers and insurance products. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Prentice, Vice Chair; Fain; Haugen and Keiser.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS

February 15, 2012

SGA 9163 ELIZABETH K JENSEN, appointed on March 30, 2011, for the term ending January 19, 2015, as Member of the Board of Pharmacy. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Keiser, Chair; Conway, Vice Chair; Frockt; Kline and Pridemore.

MINORITY recommendation: That said appointment be referred without recommendation. Signed by Senators Becker and Parlette.

Passed to Committee on Rules for second reading.

February 15, 2012

SGA 9166 DONNA J FEILD, appointed on March 30, 2011, for the term ending January 19, 2015, as Member of the Board of Pharmacy. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Keiser, Chair; Conway, Vice Chair; Frockt; Kline and Pridemore.

MINORITY recommendation: That said appointment be referred without recommendation. Signed by Senators Becker and Parlette.

Passed to Committee on Rules for second reading.

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

February 15, 2012

MR. PRESIDENT:
The House has adopted:

HOUSE CONCURRENT RESOLUTION NO. 4410.
and the same is 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 6598 by Senators Ericksen, Haugen, Holmquist Newbry, Harper, Rolfes, King, Becker, Hatfield, Morton, Litzow, Schoesler and Hewitt

AN ACT Relating to property tax exemptions for nonprofit fair associations in rural counties; amending RCW 84.36.480; reenacting and amending RCW 84.36.805; and providing an expiration date.

Referred to Committee on Ways & Means.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

SHB 1559 by House Committee on Judiciary (originally sponsored by Representatives Haigh, Dammeier and Goodman)

AN ACT Relating to indemnification agreements involving design professionals; and amending RCW 4.24.115.

Referred to Committee on Labor, Commerce & Consumer Protection.

HB 2257 by Representatives Takko, Armstrong, Clibborn, Johnson, Springer, Ryu, Kristiansen, Rivers and Billig

AN ACT Relating to changing the expiration date of the current allowable vehicle documentary service charge; and amending RCW 46.70.180.

Referred to Committee on Transportation.

E2SHB 2264 by House Committee on Ways & Means (originally sponsored by Representatives Kagi, Walsh, Hinkle, Carlyle, Darneille, Jinkins, Roberts, Dickerson and Ryu)

AN ACT Relating to performance-based contracting for certain services provided to children and families in the child welfare system; amending RCW 74.13.360, 74.13.370, 74.13.368, and 74.13.372; reenacting and amending RCW 74.13.020; adding a new chapter to Title 74 RCW; and providing an expiration date.

Referred to Committee on Ways & Means.

ESHB 2318 by House Committee on Health Care & Wellness (originally sponsored by Representatives Cody, Hinkle, Bailey and Jinkins)

AN ACT Relating to shared decision making; and amending RCW 7.70.060.

Referred to Committee on Health & Long-Term Care.

EHB 2328 by Representatives Dammeier, Haigh and Hunt

AN ACT Relating to job order contracting; and amending RCW 39.10.420, 39.10.450, 39.10.460, and 43.131.408.

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

HB 2343 by Representatives Cody and Schmick

AN ACT Relating to authorization of electronic communication of prescription information for controlled

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substances; and amending RCW 69.50.101, 69.50.308, and 69.50.312.

Referred to Committee on Health & Long-Term Care.

HB 2420 by Representatives Cody, Roberts and Upthegrove

AN ACT Relating to a study and report concerning direct practices that the office of the insurance commissioner must provide to the legislature; and repealing RCW 48.150.120.

Referred to Committee on Health & Long-Term Care.

HB 2441 by Representatives Bailey and Alexander

AN ACT Relating to limiting the impact of excess compensation on state retirement system contribution rates; and amending RCW 41.50.150.

Referred to Committee on Ways & Means.

HB 2471 by Representatives Goodman, Chandler, Blake, Shea, Takko, McCune and Upthegrove

AN ACT Relating to the criminal background check and other requirements applicable to the purchase and transfer of firearms; and amending RCW 9.41.090.

Referred to Committee on Judiciary.

E2SHB 2501 by House Committee on General Government Appropriations & Oversight (originally sponsored by Representatives Green, Cody, Jinkins, Ryu, Lytton, Sells, Reykdal, Kirby, Van De Wege, Moeller, Darneille, Miloscia, Santos and Roberts)

AN ACT Relating to mandatory overtime for employees of health care facilities; and amending RCW 49.28.130 and 49.28.140.

Referred to Committee on Labor, Commerce & Consumer Protection.

ESHB 2510 by House Committee on Judiciary (originally sponsored by Representatives Kagi, Walsh, Pedersen, Orwall, Jinkins, Dickerson, Ryu, Van De Wege, Darneille and Roberts)

AN ACT Relating to limiting government liability during preshelter care investigations of child abuse or neglect; amending RCW 26.44.010; adding a new section to chapter 4.24 RCW; and adding a new section to chapter 26.44 RCW.

Referred to Committee on Human Services & Corrections.

3SHB 2585 by House Committee on Ways & Means (originally sponsored by Representatives Springer, Haler, Eddy, Seaquist and Zeiger)

AN ACT Relating to creating efficiencies for institutions of higher education; amending RCW 43.88.160, 41.06.157, 41.04.240, and 43.88.150; reenacting and amending RCW 28B.10.029 and 28B.15.031; and creating a new section.

Referred to Committee on Ways & Means.

E2SHB 2587 by House Committee on Capital Budget (originally sponsored by Representatives Carlyle, Haler, Fitzgibbon, Jinkins, Asay, Dunshee, Lytton, Ormsby, Warnick, Walsh, Pettigrew, Kenney and Santos)

AN ACT Relating to a competitive grant program for arts and cultural facilities; and amending RCW 43.63A.750.

Referred to Committee on Ways & Means.

SHB 2607 by House Committee on Ways & Means (originally sponsored by Representatives Alexander, Hunter, Dammeier, Bailey, Parker, Angel, Kristiansen, Ross, Warnick, Seaquist, Haler, Finn, Rivers, Kelley, Dahlquist, Carlyle, Harris, Taylor, Buys, Wilcox, McCune, Orcutt, Zeiger and Shea)

AN ACT Relating to requiring a six-year budget outlook tied to existing revenues; and adding a new section to chapter 43.88 RCW.

Referred to Committee on Ways & Means.

HCR 4410 by Representatives Sullivan, Kretz, Maxwell and Santos

Establishing a joint select committee to address school funding.

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated with the exception of House Bill No. 2420, which was referred to the Committee on Health & Long-Term Care; Engrossed Substitute House Bill No. 2501, which was referred to the Committee on Labor, Commerce & Consumer Protection; House Concurrent Resolution No. 4410 was placed on the second reading calendar under suspension of the rules.

MOTION

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

MOTION

Senator Morton moved adoption of the following resolution:

SENATE RESOLUTION
8672

By Senators Morton and Honeyford

WHEREAS, British Columbia and Washington State share a border, many natural resources, and geological and geographic similarities; and

WHEREAS, British Columbia and Washington State often work together to achieve mutual goals, including British Columbia working together with Whatcom county and other northern counties to secure and streamline the border crossing and transportation throughout the region; and

WHEREAS, The paramount duty of Washington State is the education of our youth in order to prepare them to be our leaders in the future; and

WHEREAS, British Columbia recognizes the importance and value of quality civic education; and

WHEREAS, The Legislative Assembly of British Columbia and Washington State Legislature sponsor nationally renowned internship programs meant to educate interns and promote political awareness; and

WHEREAS, Washington State undergraduate interns spend their winter quarter or spring semester working in Olympia with staff and members of the Washington State Senate or House of Representatives; and

WHEREAS, In addition to their office work, interns participate in weekly academic seminars and workshops learning about the process of a representative democracy with a bicameral legislature; and

WHEREAS, The British Columbia Legislative Internship Program offers an opportunity to university graduates to supplement their academic training by observing the daily workings of the Legislative Assembly firsthand; and

WHEREAS, Interns acquire skills and knowledge that they can apply to chosen careers and future life experiences, which will further contribute to a greater public understanding and appreciation of parliamentary government; and

WHEREAS, Part of the internship experience for both programs includes participating in a shadowing exercise where the intern observes a particular organization, office, or aspect of government the intern is interested in learning more about; and

WHEREAS, An exchange program is one of these shadowing opportunities by which British Columbia interns can visit the state capital in Olympia and Washington State interns can visit the provincial capital in Victoria; and

WHEREAS, For the ninth year, British Columbia and Washington State legislative interns have participated in this exchange program to explore and learn about the history and government processes of a different legislative body; and

WHEREAS, We welcome the British Columbia legislative interns to the Washington State Legislature and commend their numerous academic achievements and passion for government;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate honor the hardworking and dedicated British Columbia Legislative interns: Kristian Arciaga, Derek Csath, Leila Farmer, Jacob Helliwell, Paul Krawus, Carly Lewis, Ian Madison, Ella Rebalski, Matthew Scarr, and Colin Whelan, as well as British Columbia Legislative Intern Program facilitators: Karen Aitken and Jennifer Ives, and extend our deepest gratitude to our own legislative intern coordinators: Judi Best and Samantha Barrera for bringing together such excellent programs; and

BE IT FURTHER RESOLVED, That the Senate of the State of Washington hereby honor, thank, and celebrate the British Columbia Legislative Internship Program participants here today.

Senator Morton spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8672.

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

MOTION

Senator Honeyford moved adoption of the following resolution:

SENATE RESOLUTION 8682

By Senator Honeyford

WHEREAS, The Goldendale Community Library marks its 100th year of service to its community this year; and

WHEREAS, The library is the oldest one in the district, and even before the library had a building to call its own, the staff of the library began providing services to the community in 1912 by hand-delivering crates of books to ranches and schools; and

WHEREAS, The Goldendale Women's Association spent two years acquiring the land and financial grants needed to construct the library building; and

WHEREAS, The library was given a Carnegie Grant in order to fund the building's construction; and

WHEREAS, The library serves the members of the Goldendale community, and approximately 80 percent of that community has a library card, with an average 50 new cards being issued each month; and

WHEREAS, Many programs are offered for the community, including a free Adult Literacy Program run by volunteers that helps adults develop important life skills; and

WHEREAS, The library offers many community services, such as allowing free use of the Camplan room to display artwork for local artists and to allow groups and organizations from the community to use as a meeting room; and

WHEREAS, The library also provides computers and wi-fi access to the public, offers one-on-one free classes for senior citizens on computer and internet usage, and offers over 210 different programs throughout the year; and

WHEREAS, The library had over 78,000 visitors last year, and in addition to these visitors, a bookmobile remains active and delivers books to 26 different communities around Goldendale three times a week; and

WHEREAS, A levy passed in 2010 gave the library funds to acquire new books and clear out outdated ones, and now the library contains over 30,000 books, videos, and audio cassettes;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate thank the Goldendale Community Library for providing 100 years of service to the Goldendale community.

Senator Honeyford spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8682.

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

MOTION

Senator McAuliffe moved adoption of the following resolution:

SENATE RESOLUTION 8687

By Senators McAuliffe, Regala, Chase, Prentice, Fain, Keiser, Baumgartner, Holmquist Newbry, Hewitt, Hill, Conway, Murray, and King

WHEREAS, Catholic schools celebrate Catholic Schools Week 2012 with the theme: Catholic Schools: Faith. Academics. Service; and

WHEREAS, The week focuses on three priorities that Catholic schools establish: Helping each child reach his or her potential through high standards in academics, through learning the basics of

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faith, and through service, the giving of one's time and effort to help others, both as an expression of faith and good citizenship; and

WHEREAS, A quality education is the foundation of a child's future and this week recognizes one of the many types of education choices available to our children; and

WHEREAS, With an emphasis on academic excellence and moral values, Catholic schools and their students attain high achievement, including high school graduation rates of more than ninety-nine percent; and

WHEREAS, Catholic education is an integral part of the mission of the Catholic Church, and its strong commitment to students and educational excellence is of great value to Washington State; and

WHEREAS, The 7,800 Catholic schools in the United States, both elementary and secondary, save almost twenty billion dollars a year in public school expenses; and

WHEREAS, Washington State has 27,000 students of diverse backgrounds in ninety-three Catholic schools; and

WHEREAS, Catholic schools encourage and prepare students to obtain high levels of achievement through religious, academic, and cocurricular programs; and

WHEREAS, With a commitment to service, Catholic schools have produced many of our state's and our nation's finest leaders, including members of this legislature;

NOW, THEREFORE, BE IT RESOLVED, That the Senate recognize the Catholic schools of Washington State and honor their academic excellence and faith-based instruction during the

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celebration of Catholic Schools Week, January 29 through February 5, 2012; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the school departments at the Archdiocese of Seattle, the Diocese of Spokane, the Diocese of Yakima, and the Washington State Catholic Conference.

Senator McAuliffe spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8687.

The motion by Senator McAuliffe 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. Friday, February 17, 2012.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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