

FIFTY NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, March 9, 2011

The Senate was called to order at 10:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Benton, Brown, Carrell, Delvin, Hargrove, Hewitt, Hobbs, Holmquist Newbry, Kilmer, Kline, Litzow, Pflug, Pridemore, Ranker, Regala, Roach, Sheldon, Stevens, Tom and Zarelli.

The Sergeant at Arms Color Guard consisting of Pages Piper Napier and Marcos Aparicio presented the Colors. Reverend Jerry Buss, Director for Evangelical Mission and Assistant to the Bishop of the Northwest Washington Synod of the Evangelical Lutheran Church of Seattle offered the prayer.

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

March 8, 2011

SHB 1061 Prime Sponsor, Committee on General Government Appropriations & Oversight: Concerning on-site wastewater treatment systems designer licensing. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass. Signed by Senators Rockefeller, Chair; Nelson, Vice Chair; Honeyford; Chase; Delvin; Fraser and Morton.

Passed to Committee on Rules for second reading.

March 8, 2011

SHB 1571 Prime Sponsor, Committee on Technology, Energy & Communications: Limiting regulation of electric vehicle battery charging facilities. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass. Signed by Senators Rockefeller, Chair; Nelson, Vice Chair; Honeyford; Chase; Delvin; Fraser; Holmquist Newbry and Morton.

Passed to Committee on Rules for second reading.

March 8, 2011

ESHB 1572 Prime Sponsor, Committee on Local Government: Authorizing public utility districts to request voluntary contributions to assist low-income customers with payment of water and sewer bills. Reported by Committee on Environment, Water & Energy

MAJORITY recommendation: Do pass. Signed by Senators Rockefeller, Chair; Nelson, Vice Chair; Honeyford; Chase; Delvin; Fraser; Holmquist Newbry and Morton.

Passed to Committee on Rules for second reading.

March 8, 2011

SHB 1710 Prime Sponsor, Committee on Education: Creating a strategic plan for career and technical education. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Tom, Chair; Shin, Vice Chair; Hill; Baumgartner; Becker; Kilmer and White.

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

REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS

March 8, 2011

SGA 9148 FRANCES J YOUN, appointed on July 1, 2010, for the term ending June 30, 2011, as Member of the Board of Regents, University of Washington. Reported by Committee on Higher Education & Workforce Development

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Tom, Chair; Shin, Vice Chair; Hill; Baumgartner; Becker and Kilmer.

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 fifth order of business.

INTRODUCTION AND FIRST READING

SB 5870 by Senators Zarelli, Tom, Baumgartner, Swecker, Stevens, Ericksen, Morton, Honeyford, Parlette and King

AN ACT Relating to rejecting the request for funds necessary to implement state collective bargaining agreements for the 2011-2013 fiscal biennium; creating new sections; and declaring an emergency.

Referred to Committee on Ways & Means.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

HB 1021 by Representatives Goodman, Rodne, Pedersen, Roberts, Kagi, Kenney, Appleton and Maxwell

AN ACT Relating to persons appointed by the court to provide information in family law and adoption cases; amending RCW 26.33.070, 26.09.220, 26.12.175, and 26.12.177; and adding a new section to chapter 26.12 RCW.

Referred to Committee on Human Services & Corrections.

SHB 1053 by House Committee on Judiciary (originally sponsored by Representatives Moeller, Kenney, Ladenburg, Appleton, Roberts, Darneille and Upthegrove)

AN ACT Relating to the implementation of recommendations from the Washington state bar association elder law section's executive committee report of the guardianship task force; amending RCW 11.88.020, 11.88.030, 11.92.043, 11.88.095, 11.88.125, 11.88.140, 11.92.053, 11.92.040, 11.92.050, and 36.18.016; and adding a new section to chapter 11.88 RCW.

Referred to Committee on Judiciary.

HB 1166 by Representatives Liias, Goodman, Roberts, Appleton and Fitzgibbon

AN ACT Relating to prevention of alcohol poisoning deaths; amending RCW 66.44.270; and creating a new section.

Referred to Committee on Judiciary.

EHB 1223 by Representatives Fitzgibbon, Green, Darneille, Jinkins, Ladenburg and Takko

AN ACT Relating to hearings for street vacations; and amending RCW 35.79.030.

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

EHB 1357 by Representatives Carlyle, Parker, Hunter, Dickerson, Roberts and Kenney

AN ACT Relating to providing the department of revenue with additional flexibility to achieve operational efficiencies through the expanded use of electronic means to remit and report taxes; amending RCW 82.32.085 and 82.32.090; reenacting and amending RCW 82.32.080; and creating a new section.

Referred to Committee on Ways & Means.

ESHB 1367 by House Committee on Labor & Workforce Development (originally sponsored by Representatives Green, Moeller, Rolfes, Hasegawa, Pettigrew, Sells, Ryu, Appleton, Hunt, Seaquist, Miloscia, Ormsby and Roberts)

AN ACT Relating to for hire vehicles and for hire vehicle operators; adding new sections to chapter 51.12 RCW; adding a new section to chapter 51.16 RCW; adding a new section to chapter 46.72 RCW; adding a new section to chapter 46.72A RCW; adding new sections to chapter 81.72 RCW; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Labor, Commerce & Consumer Protection.

ESHB 1494 by House Committee on Health Care & Wellness (originally sponsored by Representative Moeller)

AN ACT Relating to elder placement referrals; adding a new chapter to Title 18 RCW; prescribing penalties; and providing an effective date.

Referred to Committee on Health & Long-Term Care.

E2SHB 1546 by House Committee on Ways & Means (originally sponsored by Representatives Hargrove, Hunt, Dammeier, Pettigrew, Liias, Smith, Anderson, Fagan, Kretz, Dahlquist, Angel, Zeiger, Jinkins and Finn)

AN ACT Relating to authorizing creation of innovation schools and innovation zones in school districts; amending RCW 28A.305.140 and 28A.655.180; adding new sections to chapter 28A.630 RCW; creating a new section; and providing an expiration date.

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

HB 1625 by Representatives Hunter, Bailey, Seaquist, Hinkle, Moeller and Carlyle

AN ACT Relating to changing the default investment option for new members of the defined contribution portion of the plan 3 retirement systems; and amending RCW 41.34.130, 41.34.060, and 41.34.140.

Referred to Committee on Ways & Means.

SHB 1663 by House Committee on Higher Education (originally sponsored by Representatives Parker, Ormsby, Probst, Billig, Schmick, Fagan, Angel and Ahern)

AN ACT Relating to the purchasing authority of institutions of higher education; and amending RCW 28B.10.029.

Referred to Committee on Higher Education & Workforce Development.

SHB 1689 by House Committee on Public Safety & Emergency Preparedness (originally sponsored 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 Government Operations, Tribal Relations & Elections.

E2SHB 1789 by House Committee on Transportation (originally sponsored by Representatives Goodman, Pedersen, Roberts and Miloscia)

AN ACT Relating to accountability for persons driving under the influence of alcohol or drugs; amending RCW 46.20.385, 46.61.502, 46.61.504, 46.61.500, 46.61.5249, 46.20.720, 46.61.5055, 10.05.140, and 9.94A.533; and prescribing penalties.

Referred to Committee on Transportation.

ESHB 1826 by House Committee on Ways & Means (originally sponsored by Representatives Orcutt, Sells, McCune, Rolfes, Angel and Hurst)

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AN ACT Relating to providing taxpayers additional appeal protections for value changes; amending RCW 84.40.038; and creating a new section.

Referred to Committee on Ways & Means.

ESHB 1846 by House Committee on Labor & Workforce Development (originally sponsored by Representatives Eddy, Smith, Morris, Probst, Sells, Springer, Warnick, Liias, Stanford and Maxwell)

AN ACT Relating to the aerospace training student loan program; and adding a new chapter to Title 28B RCW.

Referred to Committee on Higher Education & Workforce Development.

SHB 1874 by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Dickerson, Hurst, Klippert, Pearson, Parker, Shea, Kenney, Angel, Kristiansen, Stanford, McCune and Ormsby)

AN ACT Relating to police investigations of commercial sexual exploitation of children and human trafficking; amending RCW 9.73.230 and 9.73.210; reenacting and amending RCW 9.68A.110; creating a new section; and providing an effective date.

Referred to Committee on Human Services & Corrections.

EHB 2011 by Representatives Sells, Pearson and Reykdal

AN ACT Relating to enhancing the safety of employees working for the department of corrections through collective bargaining and binding interest arbitration; amending RCW 41.80.020; and adding new sections to chapter 41.56 RCW.

Referred to Committee on Labor, Commerce & Consumer Protection.

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 Engrossed Substitute House Bill No. 1494 which was referred to the Committee on Health & Long-Term Care.

MOTION

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

MOTION

On motion of Senator Eide, the motion by Senator Eide to advance to the sixth order of business was withdrawn.

MOTION

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

MOTION

Senator McAuliffe moved adoption of the following resolution:

SENATE RESOLUTION
8617

By Senators McAuliffe, Becker, Pflug, Conway, King, Zarelli, Shin, Hobbs, Kastama, Ranker, Hill, Murray, Kohl-Welles, White, Haugen, Keiser, Fain, Chase, Eide, Fraser, Harper, Nelson, Tom, Litzow, Pridemore, Prentice, Kline, Regala, Hatfield, and Kilmer

WHEREAS, Catholic schools celebrate Catholic Schools Week 2011 with the theme: "Catholic Schools are A+ For America"; 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 celebration of Catholic Schools Week, January 30 through February 5, 2011; 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.

Senators McAuliffe and Baumgartner spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8617.

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

MOTION

At 10:15 a.m., on motion of Senator Eide, the Senate adjourned until 12:00 noon, Thursday, March 10, 2011.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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