

FOURTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, December 1, 2011

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

November 30, 2011
SB 5536 Prime Sponsor, Senator Rockefeller: Regarding the management of water resources. Reported by Committee on Ways & Means

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Murray, Chair; Kilmer, Vice Chair, Capital Budget Chair; Zarelli; Parlette; Brown; Conway; Fraser; Harper; Hatfield; Hewitt; Honeyford; Kastama; Keiser; Kohl-Welles; Regala; Schoesler and Tom.

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

November 30, 2011
SB 5757 Prime Sponsor, Senator Nelson: Protecting groundwater. Reported by Committee on Ways & Means

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Murray, Chair; Kilmer, Vice Chair, Capital Budget Chair; Zarelli; Parlette; Brown; Conway; Fraser; Harper; Hatfield; Hewitt; Honeyford; Kastama; Keiser; Kohl-Welles; Regala; Schoesler and Tom.

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

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 third order of business.

**MESSAGE FROM THE GOVERNOR
 GUBERNATORIAL APPOINTMENTS**

November 8, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

THE HONORABLE BRIAN BLAKE, reappointed November 1, 2011, for the term ending June 30, 2015, as Member of the Pacific Marine Fishery Commission.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

July 20, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

MARC DAUDON, appointed May 18, 2011, for the term ending June 30, 2014, as Member of the Energy Northwest.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

August 15, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

BILLY FRANK, JR., reappointed July 29, 2011, for the term ending June 25, 2015, as Member of the Puget Sound Partnership.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

August 4, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

DONALD (BUD) HOVER, reappointed July 29, 2011, for the term ending July 15, 2015, as Chair of the Salmon Recovery Funding Board.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

June 8, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

LAWRENCE KENNEY, reappointed May 18, 2011, for the term ending June 30, 2014, as Member of the Energy Northwest.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

June 27, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

CONRAD MAHNKEN, reappointed June 7, 2011, for the term ending December 31, 2016, as Member of the Fish and Wildlife Commission.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

July 12, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

STEVE S. MILNER, appointed May 25, 2011, for the term ending December 31, 2016, as Member of the Parks and Recreation Commission.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

June 21, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

THE HONORABLE PHIL ROCKEFELLER, appointed July 1, 2011, for the term ending January 15, 2014, as Member of the Northwest Power and Conservation Council.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

July 8, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

THE HONORABLE PHIL ROCKEFELLER, appointed July 8, 2011, for the term ending July 15, 2015, as Member of the Salmon Recovery Funding Board.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

October 25, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

THE HONORABLE HARRIET A. SPANEL, reappointed January 1, 2012, for the term ending December 31, 2014, as Member of the Recreation and Conservation Funding Board.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

November 2, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following reappointment, subject to your confirmation.

THE HONORABLE HARRIET A. SPANEL, reappointed November 1, 2011, for the term ending June 30, 2015, as Member of the Pacific Marine Fishery Commission.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

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

November 30, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

THE HONORABLE ROBERT H. WHALEY, appointed October 10, 2011, for the term ending September 30, 2017, as Member, Board of Trustees, Eastern Washington University.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Higher Education & Workforce Development.

November 30, 2011

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

DAVID L. NICANDRI, appointed November 21, 2011, for the term ending September 30, 2014, as Member, Board of Trustees, The Evergreen State College.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Higher Education & Workforce Development.

MOTION

On motion of Senator Eide, all appointees listed on the Gubernatorial Appointments 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 5966

by Senators Fraser and Swecker

FOURTH DAY, DECEMBER 1, 2011

2011 2ND SPECIAL SESSION

AN ACT Relating to establishing the office of the health care authority ombudsman; and adding a new section to chapter 48.02 RCW.

Early Learning & K-12 Education – Senators McAuliffe, Rolfes, Eide, Harper, Hobbs, Nelson, Tom, Litzow, Fain, Hill, King

Referred to Committee on Health & Long-Term Care.

Economic Development, Trade & Innovation – Senators Kastama, Chase, Hatfield, Kilmer, Shin, Baumgartner, Ericksen, Holmquist Newbry, Zarelli

SB 5967 by Senators Murray and Zarelli

Environment – Senators Nelson, Rolfes, Chase, Fraser, Pridemore, Honeyford, Ericksen, Holmquist Newbry, Morton

AN ACT Relating to fiscal matters; amending RCW 15.76.115, 28B.50.837, 28B.76.565, 28B.76.565, 28B.76.605, 28B.76.605, 39.12.080, 43.09.475, 43.21A.660, 43.79.460, 43.320.110, 43.330.250, 43.338.030, 47.66.070, 49.70.170, 77.12.203, 79.64.100, 79.105.150, 80.01.080, and 90.56.335; amending 2011 1st sp.s. c 50 ss 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 701, 703, 704, 713, 801, 802, 803, 805, 910, 920, 921, and 922; reenacting and amending RCW 43.19.791, 70.105D.070, and 79.64.040; adding new sections to 2011 1st sp.s. c 50 (uncodified); repealing 2011 1st sp.s. c 50 ss 139, 722, and 725; making appropriations; providing effective dates; providing expiration dates; and declaring an emergency.

Financial Institutions, Housing & Insurance – Senators Hobbs, Prentice, Haugen, Keiser, Benton, Fain, Litzow

Government Operations & Elections – Senators Pridemore, Prentice, Chase, Nelson, Swecker, Roach, Benton

Health & Long-Term Care – Senators Keiser, Conway, Kline, Frockt, Pridemore, Becker, Carrell, Parlette, Pflug

Higher Education & Workforce Development – Senators Tom, Shin, Kastama, Kilmer, Frockt, Hill, Baumgartner, Becker, Stevens

Human Services & Corrections – Senators Hargrove, Regala, Harper, McAuliffe, Stevens, Carrell, Padden

Judiciary – Senators Kline, Harper, Hargrove, Kohl-Welles, Regala, Pflug, Carrell, Padden, Roach

Referred to Committee on Ways & Means.

Labor, Commerce & Consumer Protection – Senators Kohl-Welles, Conway, Keiser, Kline, Holmquist Newbry, King, Hewitt

SB 5968 by Senators Stevens, Swecker and Schoesler

Energy, Natural Resources & Marine Waters – Senators Ranker, Regala, Fraser, Hargrove, Murray, Delvin, Morton, Stevens, Swecker

AN ACT Relating to establishing a fixed minimum hourly wage; and amending RCW 49.46.020.

Rules – Senators Prentice, Brown, Conway, Eide, Fraser, Harper, Haugen, Keiser, Kline, Kohl-Welles, McAuliffe, Regala, Hewitt, Carrell, King, Parlette, Pflug, Schoesler, Stevens, Zarelli

Referred to Committee on Labor, Commerce & Consumer Protection.

SJR 8217 by Senators Stevens, Carrell, Becker, Swecker, Schoesler, Holmquist Newbry, Padden and Benton

Transportation – Senators – Haugen, Eide, Frockt, Hobbs, Prentice, Ranker, Rolfes, Sheldon, Shin, King, Fain, Delvin, Ericksen, Hill, Litzow, Swecker

Providing that all new tax increases expire no later than five years after becoming effective.

Ways & Means – Senators Murray, Kilmer, Brown, Conway, Fraser, Hatfield, Harper, Kastama, Keiser, Kohl-Welles, Pridemore, Regala, Tom, Zarelli, Parlette, Baumgartner, Hewitt, Holmquist Newbry, Honeyford, Padden, Pflug, Schoesler

Referred to Committee on Ways & Means.

MOTION

MOTION

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

On motion of Senator Eide, the revised appointments were again confirmed.

STANDING COMMITTEE ASSIGNMENTS

MOTION

The President announced the following 2011-2012 Standing Committee Assignments.

At 12:04 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Friday, December 2, 2011.

Agriculture, Water & Rural Economic Development – Senators Hatfield, Shin, Haugen, Hobbs, Honeyford, Becker, Delvin, Schoesler

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

5536		9242 Introduction.....	2
	Committee Report	DONALD HOVER	
5757		9200 Introduction.....	1
	Committee Report	HARRIET A. SPANEL	
5966		9227 Introduction.....	2
	Introduction & 1 st Reading	9228 Introduction.....	2
5967		LAWRENCE KENNEY	
	Introduction & 1 st Reading	9202 Introduction.....	1
5968		MARC DAUDON	
	Introduction & 1 st Reading	9190 Introduction.....	1
8217		MESSAGE FROM GOVERNOR	
	Introduction & 1 st Reading	Gubernatorial Appointments.....	1
BILLY FRANK, JR.		PHIL ROCKEFELLER	
	9194 Introduction	9224 Introduction.....	2
BRIAN BLAKE		9225 Introduction.....	2
	9180 Introduction	ROBERT H. WHALEY	
CONRAD MAHNKEN		9241 Introduction.....	2
	9206 Introduction	STEVE S. MILNER	
DAVID L. NICANDRI		9212 Introduction.....	2