

## FIFTY NINTH LEGISLATURE - REGULAR SESSION

## SIXTEENTH DAY

House Chamber, Olympia, Tuesday, January 24, 2006

The House was called to order at 9:55 a.m. by the Speaker (Representative Lovick presiding).

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

## INTRODUCTION &amp; FIRST READING

HB 3167 by Representatives Clements and Morrell

AN ACT Relating to small loans; amending RCW 31.45.010, 31.45.070, 31.45.084, 42.56.400, and 31.45.210; adding a new section to chapter 31.45 RCW; and providing an effective date.

Referred to Committee on Financial Institutions & Insurance.

HB 3168 by Representatives Miloscia, Priest, McDonald, Chase, Santos, Rodne and O'Brien

AN ACT Relating to protecting persons with developmental disabilities from perpetrators who commit their crimes while providing transportation, within the course of their employment, to persons with developmental disabilities; amending RCW 9A.44.050 and 9A.44.100; prescribing penalties; and declaring an emergency.

Referred to Committee on Criminal Justice & Corrections.

HB 3169 by Representatives Buck, Linville, Pearson, B. Sullivan, Dunn, Blake, Kristiansen, Takko, Strow, Bailey, Kessler, Alexander, Armstrong, Ericksen and Haigh

AN ACT Relating to providing assistance for flood damage; adding a new section to chapter 43.31 RCW; creating a new section; and making an appropriation.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 3170 by Representatives B. Sullivan, Morris, Simpson, Haler, Lovick, Wallace, Wood, Clibborn, Upthegrove, Linville, Jarrett, Fromhold, Conway, Hankins, Kretz, O'Brien,

Kristiansen, Springer, Sells, Buri, Anderson, Ericks and Chase

AN ACT Relating to designating state route number 5 as Washington hydrogen highway; amending RCW 47.17.020; and adding a new section to chapter 47.17 RCW.

Referred to Committee on Transportation.

HB 3171 by Representatives Nixon, Cody, Jarrett, O'Brien, Darneille, Roberts, Tom, McDermott, Kagi, Morrell and Wood

AN ACT Relating to a commission on psychoactive substance control; and creating a new section.

Referred to Committee on Health Care.

HB 3172 by Representatives Anderson, Rodne and Morrell

AN ACT Relating to unsolicited facsimiles; amending RCW 80.36.540; and prescribing penalties.

Referred to Committee on Technology, Energy & Communications.

HB 3173 by Representatives Anderson, Rodne, McDonald and O'Brien

AN ACT Relating to tax credits for employers employing student employees enrolled in qualified technical programs at Washington institutions of higher education; adding a new section to chapter 82.04 RCW; and adding a new section to chapter 82.16 RCW.

Referred to Committee on Finance.

HB 3174 by Representatives Hinkle and Curtis

AN ACT Relating to grants awarded by the life sciences discovery authority; and amending RCW 43.350.030.

Referred to Committee on Technology, Energy & Communications.

HB 3175 by Representatives Hinkle and Dunn

AN ACT Relating to the election of judges; amending RCW 29A.24.181, 29A.24.191, and 29A.36.171; and providing a contingent effective date.

Referred to Committee on Judiciary.

HB 3176 by Representatives Kirby, Kretz, Condotta, Hinkle, Grant, McDonald, Kessler, Serben, Ahern, Armstrong, Holmquist, Sump, Newhouse, McCune and Dunn

AN ACT Relating to taxation of punch boards and pull-tabs; and amending RCW 9.46.110.

Referred to Committee on Commerce & Labor.

HB 3177 by Representatives Hunter, Holmquist, Schindler, Serben and Ahern

AN ACT Relating to the regulation of heating, ventilating, air conditioning, and refrigeration contractors; amending RCW 18.106.010, 18.106.020, 18.106.030, 18.106.040, 18.106.050, 18.106.070, 18.106.080, 18.106.090, 18.106.110, 18.106.130, 18.106.150, 18.106.155, 18.106.170, 18.106.180, 18.106.250, 18.106.270, 18.106.320, and 19.28.041; adding a new section to chapter 18.106 RCW; and providing an effective date.

Referred to Committee on Commerce & Labor.

HB 3178 by Representatives Murray and Woods; by request of Department of Transportation

AN ACT Relating to collective bargaining by state ferry employees; amending RCW 47.64.011, 47.64.120, 47.64.130, 47.64.140, 47.64.170, 47.64.200, 47.64.210, 47.64.220, 47.64.220, 47.64.230, 47.64.270, and 47.64.280; adding new sections to chapter 47.64 RCW; creating a new section; repealing RCW 47.64.180, 47.64.190, and 47.64.240; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Commerce & Labor.

HB 3179 by Representatives Murray and Woods; by request of Governor Gregoire

AN ACT Relating to streamlining state transportation governance; amending RCW 47.01.011, 47.01.031, 47.01.051, 47.01.061, 47.01.071, 47.01.075, 47.01.091, 47.01.101, 47.01.250, 47.01.280, 47.05.021, 47.05.030, 47.05.035, 47.05.051, 36.57A.191, 36.78.121, 36.79.120, 36.79.130, 36.120.020, 36.120.060, 43.10.101, 46.44.042, 46.44.080, 46.44.090, 46.44.092, 46.44.096, 46.61.450, 46.68.113, 47.68.410, 47.28.010, 47.28.170, 47.38.060, 47.52.133, 47.52.145, 47.52.210, 47.60.330, 47.68.390, 47.68.400,

81.112.086, 35.58.2795, 36.56.121, 36.57A.070, 47.29.010, 47.29.020, 47.29.030, 47.29.090, 47.29.100, 47.29.120, 47.29.160, 47.29.170, 47.29.180, 47.29.250, 47.10.861, 47.10.862, 47.10.843, 47.10.844, 47.10.834, 47.10.835, 47.10.819, 47.10.820, 47.02.120, 47.02.140, and 46.68.290; adding new sections to chapter 47.29 RCW; creating a new section; repealing RCW 44.75.010, 44.75.020, 44.75.030, 44.75.040, 44.75.050, 44.75.060, 44.75.070, 44.75.080, 44.75.090, 44.75.100, 44.75.110, 44.75.120, 44.75.800, 44.75.900, 44.75.901, 47.01.012, and 47.01.330; making an appropriation; and providing an effective date.

Referred to Committee on Transportation.

HB 3180 by Representatives Haigh, Nixon, Hudgins, Jarrett, Cody, Haler, Santos and Morrell

AN ACT Relating to contractors with the state; and amending RCW 42.40.020 and 49.60.210.

Referred to Committee on State Government Operations & Accountability.

HB 3181 by Representatives Tom, O'Brien, Roach, Ericks, Serben and Newhouse

AN ACT Relating to automobile claims settlements; and adding a new section to chapter 48.22 RCW.

Referred to Committee on Financial Institutions & Insurance.

HB 3182 by Representatives Pettigrew and Santos

AN ACT Relating to tribal foster care licensing; and amending RCW 74.15.190.

Referred to Committee on Children & Family Services.

HB 3183 by Representatives Fromhold and Hasegawa; by request of Select Committee on Pension Policy

AN ACT Relating to public pensions that replaces gain-sharing provisions with certain changes in benefits for the teachers' retirement system, the school employees' retirement system, and the public employees' retirement system; amending RCW 41.32.835, 41.32.840, 41.34.040, 41.34.040, 41.34.060, 41.34.110, 41.35.610, 41.35.620, 41.40.010, 41.40.790, 41.45.061, and 41.45.070; reenacting and amending RCW 41.32.010; adding new sections to chapter 41.32 RCW; adding new sections to chapter 41.35 RCW; adding a new section to chapter 41.40 RCW; creating new sections; repealing RCW 41.31.010, 41.31.020, 41.31.030, 41.31A.010, 41.31A.020, 41.31A.030, and 41.31A.040; and providing effective dates.

Referred to Committee on Appropriations.

HB 3184 by Representatives McCoy and Santos

AN ACT Relating to cellular devices; and adding a new chapter to Title 46 RCW.

Referred to Committee on Transportation.

HB 3185 by Representative McCoy

AN ACT Relating to violations of wage payment requirements; adding new sections to chapter 49.48 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Commerce & Labor.

HB 3186 by Representatives Dickerson and Rodne

AN ACT Relating to the modification of disposition orders; and amending RCW 13.40.200.

Referred to Committee on Juvenile Justice & Family Law.

HB 3187 by Representatives Williams, Chase and Wood

AN ACT Relating to a privilege for persons in communications media; and adding a new chapter to Title 5 RCW.

Referred to Committee on Judiciary.

HB 3188 by Representatives B. Sullivan, Hinkle, Dunshee and Buck

AN ACT Relating to the transfer of jurisdiction over conversion-related forest practices to local governments; amending RCW 76.09.240; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 3189 by Representatives Strow, Ericks and O'Brien

AN ACT Relating to a front license plate exemption fee; reenacting and amending RCW 46.16.240; and adding a new section to chapter 46.16 RCW.

Referred to Committee on Transportation.

HB 3190 by Representatives Wallace, Fromhold, Curtis, Orcutt, Moeller and Dunn

AN ACT Relating to providing tax incentives to support the semiconductor cluster in Washington state; amending

RCW 82.04.440, 82.32.590, and 82.32.600; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding a new section to chapter 82.32 RCW; creating new sections; providing a contingent effective date; and providing expiration dates.

Referred to Committee on Technology, Energy & Communications.

HB 3191 by Representatives Conway, Wood and Morrell

AN ACT Relating to raising the exemption for nonprofit bingo operations from the gambling tax; and amending RCW 9.46.110.

Referred to Committee on Commerce & Labor.

HB 3192 by Representatives B. Sullivan, Ericks and Sells

AN ACT Relating to reimbursement by property owners for street, road, and water or sewer projects; and amending RCW 35.72.020, 35.91.020, and 57.22.020.

Referred to Committee on Local Government.

HB 3193 by Representatives Morris and Anderson

AN ACT Relating to fossil fuel production; and creating a new section.

Referred to Committee on Technology, Energy & Communications.

HJM 4037 by Representatives Nixon, O'Brien, Darneille, Tom, McDermott, Jarrett, Roberts, Schual-Berke and Moeller

Requesting that Congress not interfere with a state's right to define legitimate medical practice.

Referred to Committee on Health Care.

HJM 4038 by Representatives Hinkle, Cody and Santos

Requesting that certified diabetes educators be added as Medicare providers.

Referred to Committee on Health Care.

HJM 4039 by Representative Kessler

Requesting Congress to delay the passport requirements of the Western Hemisphere Travel Initiative.

Referred to Committee on Economic Development, Agriculture & Trade.

HJR 4224 by Representatives Hinkle and Dunn

Amending the Constitution to require election of judges at the general election.

Referred to Committee on Judiciary.

There being no objection, the bills, memorials and resolution listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

#### REPORTS OF STANDING COMMITTEES

January 19, 2006

SHB 1384 Prime Sponsor, House Committee On Technology, Energy & Communications: Authorizing the construction and operation of renewable energy projects by joint operating agencies. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass. Signed by Representatives Morris, Chairman; Kilmer, Vice Chairman; Crouse, Ranking Minority Member; Haler, Assistant Ranking Minority Member; Ericks; Hankins; Hudgins; P. Sullivan; Sump; Takko and Wallace.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 1986 Prime Sponsor, Representative Roberts: Requiring a review of tuition waivers. Reported by Committee on Higher Education & Workforce Education

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kenney, Chairman; Sells, Vice Chairman; Cox, Ranking Minority Member; Rodne, Assistant Ranking Minority Member; Buri; Dunn; Fromhold; Hasegawa; Jarrett; Ormsby; Priest; Roberts and Sommers.

MINORITY recommendation: Signed by Representatives Dunn and Jarrett.

Passed to Committee on Rules for second reading.

January 19, 2006

HB 2002 Prime Sponsor, Representative Dickerson: Authorizing limited continuing foster care and support services up to age twenty-one. Reported by Committee on Children & Family Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chairman; Roberts, Vice Chairman; Walsh, Ranking Minority Member; Hinkle, Assistant Ranking Minority Member; Darneille; Dickerson; Haler and Pettigrew.

MINORITY recommendation: Signed by Representatives Dunn. Passed to Committee on Appropriations.

January 20, 2006

HB 2331 Prime Sponsor, Representative Blake: Concerning public disclosure requirements for sensitive fish and wildlife data. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2342 Prime Sponsor, Representative Moeller: Establishing a health care declarations registry. Reported by Committee on Health Care

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chairman; Morrell, Vice Chairman; Hinkle, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Appleton; Bailey; Clibborn; Condotta; Green; Lantz; Moeller; Schual-Berke and Skinner.

Referred to Committee on Appropriations.

January 20, 2006

HB 2367 Prime Sponsor, Representative O'Brien: Regarding the certification of tribal police officers. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: Do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Kirby; Strow and Williams.

MINORITY recommendation: Signed by Representatives Pearson, Ranking Minority Member; Ahern, Assistant Ranking Minority Member.

Passed to Committee on Rules for second reading.

January 19, 2006

HB 2394 Prime Sponsor, Representative Dickerson: Including financial literacy in work activity provisions. Reported by Committee on Children & Family Services

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Kagi, Chairman; Roberts, Vice Chairman; Walsh, Ranking Minority Member; Hinkle, Assistant Ranking Minority Member; Darneille; Dickerson; Dunn; Haler and Pettigrew.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2399 Prime Sponsor, Representative Cody: Creating a survey for health care providers. Reported by Committee on Health Care

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Cody, Chairman; Morrell, Vice Chairman; Hinkle, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Appleton; Bailey; Clibborn; Condotta; Green; Lantz; Moeller; Schual-Berke and Skinner.

Referred to Committee on Appropriations.

January 20, 2006

HB 2401 Prime Sponsor, Representative Morris: Developing regional compacts for siting transmission lines. Reported by Committee on Technology, Energy & Communications

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Morris, Chairman; Kilmer, Vice Chairman; Crouse, Ranking Minority Member; Hankins; Hudgins; Nixon; P. Sullivan; Sump; Takko and Wallace.

Passed to Committee on Rules for second reading.

January 19, 2006

HB 2418 Prime Sponsor, Representative Springer: Increasing the availability of affordable housing. Reported by Committee on Housing

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Miloscia, Chairman; Springer, Vice Chairman; Holmquist, Ranking Minority Member; McCune; Ormsby; Pettigrew; Schindler and Sells.

MINORITY recommendation: Signed by Representatives Dunn, Assistant Ranking Minority Member.

Referred to Committee on Capital Budget.

January 20, 2006

HB 2477 Prime Sponsor, Representative Green: Making technical changes to election laws. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2478 Prime Sponsor, Representative Green: Clarifying laws on ballot measures. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia and Schindler.

MINORITY recommendation: Signed by Representatives Sump.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2520 Prime Sponsor, Representative Nixon: Recodifying and making technical corrections to public disclosure law. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2527 Prime Sponsor, Representative Nixon: Modifying the state employee return-to-work program. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

January 23, 2006

HB 2545 Prime Sponsor, Representative Haigh: Revising veterans' scoring criteria in examinations. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2546 Prime Sponsor, Representative Haigh: Concerning the definition of veteran. Reported by Committee on State Government Operations & Accountability

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Haigh, Chairman; Green, Vice Chairman; Clements, Assistant Ranking Minority Member; Hunt; McDermott; Miloscia; Schindler and Sump.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2567 Prime Sponsor, Representative Wallace: Providing provisions for methamphetamine precursors. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: Do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Pearson, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Kirby; Strow and Williams.

Passed to Committee on Rules for second reading.

January 20, 2006

HB 2790 Prime Sponsor, Representative Rodne: Providing advisory sentencing guidelines. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Pearson, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Kirby; Strow and Williams.

Referred to Committee on Appropriations.

January 20, 2006

HB 2967 Prime Sponsor, Representative Green: Responding to drug crimes. Reported by Committee on Criminal Justice & Corrections

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives O'Brien, Chairman; Darneille, Vice Chairman; Pearson, Ranking Minority Member; Ahern, Assistant Ranking Minority Member; Kirby; Strow and Williams.

Referred to Committee on Appropriations.

January 20, 2006

HJM 4023 Prime Sponsor, Representative Moeller: Requesting Congress to enact the Kidney Care Quality Improvement Act of 2005. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Representatives Cody, Chairman; Morrell, Vice Chairman; Hinkle, Ranking Minority Member; Curtis, Assistant Ranking Minority Member; Alexander; Appleton; Bailey; Clibborn; Condotta; Green; Lantz; Moeller; Schual-Berke and Skinner.

Passed to Committee on Rules for second reading.

There being no objection, the bills and memorial listed on the day's committee reports sheet under the fifth order of business were referred to the committees so designated with the exception of HOUSE BILL NO. 2527, HOUSE BILL NO. 2545 and HOUSE BILL NO. 2546 which were placed on the Second Reading calendar.

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

There being no objection, the Rules Committee was relieved of SUBSTITUTE HOUSE BILL NO. 1343 and the bill was placed on the Third Reading calendar.

There being no objection, the Committee on Economic Development, Agriculture & Trade was relieved of further consideration on HOUSE BILL NO. 3156, and the bill was referred to the Committee on Children & Family Services.

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

**COMMITTEE ASSIGNMENT**

The Speaker (Representative Lovick presiding) announced the following committee assignment:

Representative Clements was appointed to the Committee on Capital Budget.

There being no objection, the House adjourned until 10:00 a.m., January 24, 2006, the 17th Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk

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