

FIFTY NINTH LEGISLATURE - REGULAR SESSION

FIFTEENTH DAY

House Chamber, Olympia, Monday, January 24, 2005

The House was called to order at 10:00 a.m. by the Speaker (Representative Lovick presiding). The Clerk called the roll and a quorum was present.

The flag was escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Sandy Afamasaga and Patrick McMeel. The Speaker (Representative Lovick presiding) led the Chamber in the Pledge of Allegiance. Prayer was offered by Reverend Pat Feeney, Olympia Union Gospel Mission.

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

INTRODUCTION & FIRST READING

HB 1398 by Representatives Haler, O'Brien, Newhouse, Walsh, Grant, Curtis, McCune, Hankins and Kretz

AN ACT Relating to theft of livestock; amending RCW 9A.56.080 and 4.24.320; and prescribing penalties.

Referred to Committee on Criminal Justice & Corrections.

HB 1399 by Representatives Quall, McCoy, Cox, Blake, Sells, Skinner, Fromhold, Clements, Appleton, Morris, Linville, Hunter, Darneille, Ormsby, Morrell, Murray, Roberts, Campbell, Chase, P. Sullivan, Santos, Haigh, Dunn and Simpson

AN ACT Relating to public tribal colleges participating in the running start program; and amending RCW 28A.600.300.

Referred to Committee on Higher Education.

HB 1400 by Representatives Upthegrove, Schindler and Clibborn

AN ACT Relating to temporary connections to water-sewer systems; and amending RCW 57.08.005.

Referred to Committee on Local Government.

HB 1401 by Representatives Simpson, Hankins, O'Brien, Ormsby and Chase

AN ACT Relating to fire safety; adding a new section to chapter 84.36 RCW; adding a new section to chapter 35.92 RCW; adding a new section to chapter 36.94 RCW; adding a new chapter to Title 19 RCW; and prescribing penalties.

Referred to Committee on Local Government.

HB 1402 by Representative O'Brien; by request of Sentencing Guidelines Commission

AN ACT Relating to supervision of offenders who travel or transfer to or from another state; amending RCW 9.95.204, 9.95.214, 10.05.170, and 35.20.255; and adding a new section to chapter 9.94A RCW.

Referred to Committee on Criminal Justice & Corrections.

HB 1403 by Representatives Dickerson, McDonald and Chase

AN ACT Relating to service by publication in actions to establish or modify parenting plans, for legal separation or invalidity of marriage, and for nonparental custody; and amending RCW 4.28.100.

Referred to Committee on Juvenile Justice & Family Law.

HB 1404 by Representatives B. Sullivan, Hinkle, Kretz, Upthegrove and Buck

AN ACT Relating to forest practices; amending RCW 76.09.240; and adding a new section to chapter 36.70A RCW.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1405 by Representatives Kretz, Blake, Kristiansen, Sump, B. Sullivan, Holmquist, Buri, Serben, Pearson, Hasegawa, McCune, Grant, P. Sullivan, Campbell, Ahern and Haigh

AN ACT Relating to the advisory committee to the fish and wildlife commission composed of disabled individuals; and amending RCW 77.04.150.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1406 by Representatives Buck, B. Sullivan, Orcutt, Takko, Kretz, Alexander, Grant, Shabro, Linville and Skinner

AN ACT Relating to specialized forest products; amending RCW 76.48.010, 76.48.020, 76.48.050, 76.48.060, 76.48.070, 76.48.075, 76.48.080, 76.48.085, 76.48.096, 76.48.098, 76.48.110, 76.48.120, and 76.48.140; adding a new section to chapter 76.48 RCW; and repealing RCW 76.48.094.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1407 by Representatives Grant, Walsh, Linville, Buri and Morrell

AN ACT Relating to providing an expiration date for the tax deduction for certain businesses impacted by the ban on American beef products; amending RCW 82.04.4336; and providing an expiration date.

Referred to Committee on Finance.

HB 1408 by Representatives Pettigrew, Hinkle, Morrell, Jarrett, Darneille, McDonald, B. Sullivan, Kagi, Skinner, Schual-Berke, Chase, McIntire, McCoy, Hasegawa, Upthegrove, Ormsby, Woods, Miloscia, P. Sullivan, Santos and Simpson

AN ACT Relating to individual development accounts; reenacting and amending RCW 43.79A.040; adding new sections to chapter 43.31 RCW; creating a new section; and making an appropriation.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 1409 by Representatives Condotta, Wood and Conway; by request of Liquor Control Board

AN ACT Relating to updating references to contract liquor stores; amending RCW 66.04.010, 66.08.026, 66.08.050, 66.08.235, 66.16.040, 66.16.041, 66.16.080, 66.20.160, 66.20.180, 66.24.380, 66.44.120, and 41.40.023; and repealing RCW 66.16.030.

Referred to Committee on Commerce & Labor.

HB 1410 by Representatives Conway, Condotta and Wood; by request of Liquor Control Board

AN ACT Relating to disbursement of liquor revolving fund moneys for the purpose of funding alcohol education programs; and amending RCW 66.08.180.

Referred to Committee on Commerce & Labor.

HB 1411 by Representatives Roach, McDonald, Haler, Orcutt, Shabro, Ahern, Newhouse, Holmquist, McCune, Talcott, Campbell, Nixon, Serben, Condotta, Dunn and Anderson

AN ACT Relating to eliminating Washington estate tax on estates below the federal estate tax liability filing threshold; amending RCW 83.100.020; creating a new section; and declaring an emergency.

Referred to Committee on Finance.

HB 1412 by Representatives Hunt, B. Sullivan, Hinkle, Linville, Holmquist, Buck and Williams

AN ACT Relating to environmental remediation; reenacting and amending RCW 82.04.050 and 82.04.190; adding a new section to chapter 82.04 RCW; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Finance.

HB 1413 by Representatives Dunshee, Jarrett, Hunt, Nixon, Linville, Anderson, Sells, Tom, Appleton, Eickmeyer, B. Sullivan, Ericks, Chase, Lantz, Flannigan, Green, Ormsby, Upthegrove, Blake, O'Brien, Priest, Morrell, Clibborn, Kagi, Williams, Moeller, McCoy, Miloscia, Campbell and Simpson

AN ACT Relating to expanding the criteria for habitat conservation programs; amending RCW 79A.15.010, 79A.15.030, 79A.15.040, 79A.15.050, 79A.15.060, 79A.15.070, 79A.15.080, 84.33.140, and 77.12.203; adding new sections to chapter 79A.15 RCW; adding a new section to chapter 79.70 RCW; adding a new section to chapter 79.71 RCW; creating a new section; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on Capital Budget.

HB 1414 by Representatives Dickerson, Quall, Pettigrew, Kagi, O'Brien, Miloscia, Chase, Santos and Simpson

AN ACT Relating to training regarding the use of force and physical restraints for school building administrators and other school security personnel; adding a new section to chapter 28A.300 RCW; and adding a new section to chapter 28A.600 RCW; and creating a new section.

Referred to Committee on Education.

HB 1415 by Representatives Dickerson, B. Sullivan, Dunshee, Williams, Hunt, Eickmeyer, Chase, Sells and Hasegawa

AN ACT Relating to impacts of commercial passenger vessels on the marine waters of Washington; amending RCW 90.48.020 and 90.48.144; adding new sections to chapter 90.48 RCW; prescribing penalties; and providing an expiration date.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1416 by Representatives Miloscia, Tom, Kagi, Haigh, Cody, Jarrett, Nixon, O'Brien and Chase

AN ACT Relating to expanding the responsibilities of the caseload forecast council; and amending RCW 43.88C.010.

Referred to Committee on Appropriations.

HB 1417 by Representatives Takko, Schindler, Chase, Miloscia, Ahern, B. Sullivan and Woods

AN ACT Relating to city assumption of water-sewer districts; adding a new section to chapter 35.13A RCW; and declaring an emergency.

Referred to Committee on Local Government.

HB 1418 by Representatives Kirby, Roach, Simpson, Santos, Campbell, Orcutt, Williams and Serben

AN ACT Relating to regulating insurance overpayment recovery practices; adding a new section to chapter 48.20 RCW; adding a new section to chapter 48.21 RCW; adding a new section to chapter 48.44 RCW; and adding a new section to chapter 48.46 RCW.

Referred to Committee on Financial Institutions & Insurance.

HB 1419 by Representatives Kirby, Roach, Santos, Newhouse and Williams

AN ACT Relating to reserving state authority to regulate the customer transactions of financial service providers under the jurisdiction of the department of financial institutions; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; adding a new section to chapter 36.01 RCW; and creating a new section.

Referred to Committee on Financial Institutions & Insurance.

HB 1420 by Representatives Ericksen, Serben, Kretz and Holmquist

AN ACT Relating to a competitive industrial insurance system; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 1421 by Representative Ericksen

AN ACT Relating to promotional fares offered by auto transportation companies; amending RCW 81.68.010; adding a new section to chapter 81.68 RCW; and creating a new section.

Referred to Committee on Transportation.

HB 1422 by Representatives Ericksen, Sump, Woods and Kretz

AN ACT Relating to small scale mineral extraction; and amending RCW 77.55.270.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1423 by Representatives Curtis, Linville, Clibborn and Chase

AN ACT Relating to controlling invasive knotweed; adding a new section to chapter 17.26 RCW; creating a new section; making appropriations; providing an effective date; and declaring an emergency.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 1424 by Representatives O'Brien, Schindler and Miloscia

AN ACT Relating to filing a claim of lien for utility services against the owner of a manufactured housing community; and amending RCW 35.21.290, 35.67.200, 36.94.150, 57.08.081, and 80.28.010.

Referred to Committee on Housing.

HB 1425 by Representatives O'Brien, Ericksen, Miloscia, Dunn and McCune

AN ACT Relating to unlawful detainer by a former employee; and amending RCW 59.12.030.

Referred to Committee on Judiciary.

HB 1426 by Representatives Roberts, McDonald, Kagi, Nixon, Pettigrew, Dickerson, Darneille, Tom, Rodne, Hasegawa, O'Brien, Lovick, Ormsby, Morrell, Chase and Santos

AN ACT Relating to children of incarcerated parents; and creating new sections.

Referred to Committee on Children & Family Services.

HB 1427 by Representatives Roberts, Hinkle, Schual-Berke, Roach, Darneille, Clibborn, Dickerson, P. Sullivan, Kagi, Pettigrew, O'Brien, Williams, Ormsby, Morrell, Chase, Santos and Haigh

AN ACT Relating to postpartum depression; adding new sections to chapter 43.121 RCW; and making an appropriation.

Referred to Committee on Health Care.

HB 1428 by Representatives Condotta, Pettigrew, Dunn, Linville and Chase

AN ACT Relating to the Washington economic development finance authority; amending RCW 43.163.210; and reenacting and amending RCW 43.163.130.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 1429 by Representatives Dickerson, Ericksen, Murray, Linville, B. Sullivan, Lovick, Talcott, Campbell, Chase, Nixon and Simpson

AN ACT Relating to authorizing personal rapid transit and magnetic levitation transit systems; amending RCW 81.104.015; adding new sections to chapter 81.104 RCW; and providing an effective date.

Referred to Committee on Transportation.

HB 1430 by Representatives Wood and Condotta

AN ACT Relating to sale by spirit, beer, and wine licensees of malt liquor in containers that are capable of holding four gallons or more and are registered in accordance with RCW 66.28.200; and amending RCW 66.24.400.

Referred to Committee on Commerce & Labor.

HB 1431 by Representatives Wood, Condotta, Campbell and Chase

AN ACT Relating to courses of instruction on beer, wine, and spiritous liquor; and amending RCW 66.28.150.

Referred to Committee on Commerce & Labor.

HB 1432 by Representatives Fromhold, Conway, Cox, Haigh, Campbell, Strow, Hunt, Ormsby, Moeller, Morrell, O'Brien, Chase and Hasegawa

AN ACT Relating to avoiding fragmentation in bargaining units for classified school employees; and amending RCW 41.56.060.

Referred to Committee on Commerce & Labor.

HB 1433 by Representatives O'Brien, Curtis, Schindler, Crouse, Roach, Buri, Nixon, Armstrong, McCune, Orcutt, Talcott, Bailey, Ahern, Pearson, Condotta, Miloscia, Hinkle, Holmquist, Haler, McDonald, Campbell, Serben, Kristiansen and Dunn

AN ACT Relating to requiring parental notification for abortion; adding a new section to chapter 9.02 RCW; prescribing penalties; and declaring an emergency.

Referred to Committee on Health Care.

HB 1434 by Representatives Jarrett, Priest, Cox, Rodne, O'Brien, Buri, Chase, Hankins, Haler and Newhouse

AN ACT Relating to implementing a strategic direction for higher education by the year 2012; amending RCW 28B.10.784, 28B.15.067, 28B.92.010, 28B.92.020, 28B.45.014, 28B.45.020, 28B.45.030, 28B.45.040, 28B.50.030, 28B.50.140, 28B.15.069, 28B.50.090, and 28B.76.290; adding a new section to chapter 28B.10 RCW; adding a new section to chapter 28B.50 RCW; adding a new chapter to Title 28B RCW; creating a new section; and repealing RCW 28B.10.776, 28B.10.778, 28B.10.780, 28B.10.782, 28B.10.786, 28B.45.060, 28B.45.080, and 28B.76.270.

Referred to Committee on Higher Education.

HB 1435 by Representatives Simpson, Schindler, Miloscia, P. Sullivan and Nixon

AN ACT Relating to allowing water-sewer districts to consider fees in selecting engineering services; reenacting and amending RCW 57.08.050; and adding a new section to chapter 39.80 RCW.

Referred to Committee on Local Government.

HB 1436 by Representatives McDermott, Clibborn, Dickerson, Santos, Moeller, Simpson and McIntire

AN ACT Relating to public funding of campaigns for local offices; and amending RCW 42.17.128.

Referred to Committee on State Government Operations & Accountability.

HB 1437 by Representatives Haigh, Nixon, Green and Miloscia; by request of Department of General Administration

AN ACT Relating to authorizing the department of general administration to enter into additional job order contracts; and amending RCW 39.10.130.

Referred to Committee on State Government Operations & Accountability.

HB 1438 by Representatives Haigh, Nixon, Green, Ormsby and Chase; by request of Department of General Administration

AN ACT Relating to authorizing state agencies to waive bond and retainage requirements on small works roster contracts; and amending RCW 39.04.155.

Referred to Committee on State Government Operations & Accountability.

HB 1439 by Representatives Green, Nixon, Haigh, Upthegrove, Chase and Dunn; by request of Department of General Administration

AN ACT Relating to electronic and web-based bidding; and amending RCW 43.19.1906, 43.19.1908, and 43.19.1911.

Referred to Committee on State Government Operations & Accountability.

HB 1440 by Representatives Hasegawa, Santos, Ahern, McIntire, Ormsby and McDermott

AN ACT Relating to registration fees for weighing and measuring devices; and amending RCW 19.94.015 and 19.94.175.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 1441 by Representatives Clibborn, Morrell, Campbell, Cody, Tom, Moeller, Schual-Berke, Wallace, Grant, Williams, Lovick, Ormsby, Chase, Kessler, Kagi, Hunt, Appleton, Darneille, Upthegrove, Sells, Roberts, Conway, Miloscia, Fromhold, P. Sullivan, Santos, Takko, Green, Wood, Simpson and Hasegawa

AN ACT Relating to health insurance coverage for children; amending RCW 74.09.055 and 74.09.415; adding new sections to chapter 74.09 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care.

HB 1442 by Representatives Kilmer, Haler, Linville, Morris, Grant, Clibborn, Strow, Williams, Sells, Morrell, Conway, Chase, Fromhold, P. Sullivan, Takko, Green, Springer and Simpson; by request of Governor Gregoire

AN ACT Relating to revising excise tax provisions to encourage small business; amending RCW 82.32.030, 82.04.4451, and 82.32.045; providing an effective date; creating a new section; and declaring an emergency.

Referred to Committee on Economic Development, Agriculture & Trade.

HJM 4005 by Representatives Roach, Newhouse, Holmquist, McCune, Talcott, Woods, Campbell, Nixon, Ahern, Kristiansen, Condotta, Skinner, Strow and Anderson

Requesting Congress to permanently repeal the death tax.

Referred to Committee on Finance.

HJM 4006 by Representatives Moeller, Chase, Tom, Dunshee, Hunter, Jarrett, Darneille, Upthegrove, McDermott, Hunt, Appleton, Kirby, Flannigan, Nixon, Williams, Ormsby, McCoy, Hasegawa, Springer and Simpson

Expressing concern about the USA PATRIOT Act.

Referred to Committee on Judiciary.

There being no objection, the bills and memorials 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, 2005

HB 1064 Prime Sponsor, Representative Miloscia: Improving government performance and accountability. 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; Nixon, Ranking Minority Member; Clements; Hunt; McDermott; Miloscia and Schindler.

There being no objection, the bill listed on the day's committee reports sheet under the fifth order of business was placed on second reading.

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

There being no objection, the Committee on Economic Development Agricultural & Trade was relieved of further consideration on HOUSE BILL NO. 1103, and the bill was referred to the Committee on Natural Resources, Ecology & Parks.

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., January 25, 2005, the 16th Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk

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1103 Other Action 8

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1400 Introduction & 1st Reading 1

1401 Introduction & 1st Reading 1

1402 Introduction & 1st Reading 1

1403 Introduction & 1st Reading 2

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