

## EIGHTY EIGHTH DAY

House Chamber, Olympia, Thursday, April 9, 2015

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

The flags were escorted to the rostrum by a Sergeant at Arms Color Guard, Pages Grant Cross and Emmarae Van Werven. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Reverend Jim Erlandson, Community of Christ, Olympia, Washington.

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

The Speaker (Representative Ormsby presiding) called upon Representative Moeller to preside.

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

### SECOND READING

#### **SENATE BILL NO. 5203, by Senators Warnick, Hasegawa and Keiser**

##### **Modifying certain job order contracting requirements.**

The bill was read the second time.

Representative Dunshee moved the adoption of amendment (360):

On page 1, at the beginning of line 10, strike "and" and insert " ,"

On page 1, line 10, after "one million" insert ", and cities with a population of more than four hundred thousand"

Representatives Dunshee and DeBolt spoke in favor of the adoption of the amendment.

Amendment (360) was adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Walkinshaw and DeBolt spoke in favor of the passage of the bill.

### MOTIONS

On motion of Representative Harris, Representative Smith were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5203, as amended by the House.

### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5203, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Rodne and Smith.

SENATE BILL NO. 5203, as amended by the House, having received the necessary constitutional majority, was declared passed.

#### **SENATE BILL NO. 5300, by Senators Benton, Mullet, Fain, Darneille, Hobbs and Angel**

##### **Updating the department of financial institutions' regulatory enforcement powers regarding credit unions and organizations providing services to credit unions.**

The bill was read the second time.

Representative Shea moved the adoption of amendment (353):

On page 17, beginning on line 25, strike all of subsection (4) Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representative Shea and Shea (again) spoke in favor of the adoption of the amendment.

Representatives Kirby and Vick spoke against the adoption of the amendment.

Amendment (353) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Kirby and Vick spoke in favor of the passage of the bill.

Representative Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5300.

### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5300 and the bill passed the House by the following vote: Yeas, 77; Nays, 19; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Caldier, Carlyle, Clibborn, Cody, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Haler, Hansen, Hargrove, Harris, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kristiansen, Lytton, MacEwen, Magendanz, McBride, McCabe, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Condotta, Dent, G. Hunt, Griffey, Harmsworth, Hawkins, Holy, Kretz, Manweller, McCaslin, Parker, Scott, Shea, Short, Taylor, Van Werven and Young.

Excused: Representatives Rodne and Smith.

SENATE BILL NO. 5300, as amended by the House, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5591, by Senate Committee on Government Operations & Security (originally sponsored by Senators Liias, Roach, Hasegawa, Fain, McCoy, Keiser, Pearson, Kohl-Welles, McAuliffe and Conway)**

**Allowing emergency medical services to develop community assistance referral and education services programs.**

The bill was read the second time.

Representative Schmick moved the adoption of amendment (355):

On page 2, beginning on line 31, after "services" strike "that levy a tax under RCW 84.52.069"

Representatives Schmick, Schmick (again), Walsh and DeBolt spoke in favor of the adoption of the amendment.

Representative Riccelli and Riccelli (again) spoke against the adoption of the amendment.

Amendment (355) was not adopted.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Van De Wege spoke in favor of the passage of the bill.

Representative Schmick spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5591.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5591 and the bill passed the House by the following vote: Yeas, 65; Nays, 31; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Lytton, Manweller, McBride, McCabe, Moeller, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Caldier, Chandler, Condotta, DeBolt, Dent, Fagan, G. Hunt, Harris, Hawkins, Holy, Kretz, Kristiansen, MacEwen, Magendanz, McCaslin, Muri, Nealey, Orcutt, Parker, Schmick, Scott, Shea, Short, Taylor, Van Werven, Vick, Walsh, Wilcox, Wilson and Young.

Excused: Representatives Rodne and Smith.

SUBSTITUTE SENATE BILL NO. 5591, as amended by the House, having received the necessary constitutional majority, was declared passed.

**ENGROSSED SUBSTITUTE SENATE BILL NO. 5884, by Senate Committee on Law & Justice (originally sponsored by Senators Kohl-Welles, Darneille, Padden, Keiser, Conway, Chase and Hasegawa)**

**Concerning the trafficking of persons.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Agriculture & Natural Resources was before the House for purpose of amendment. (For Committee amendment, see Journal, Day 79, March 31, 2015).

Representative Orwall moved the adoption of amendment (350) to the committee amendment:

On page 4, line 28 of the striking amendment, after "convened" strike "jointly"

On page 4, line 29 of the striking amendment, after "general" strike "and" and insert "with"

On page 4, line 29 of the striking amendment, after "commerce" strike "and" and insert "((and)) assisting with agenda planning and administrative and clerical support. The committee"

Representative Orwall spoke in favor of the adoption of the amendment to the committee striking amendment.

Amendment (350) was adopted.

The committee amendment was adopted as amended.

There being no objection, the rules were suspended, the second reading considered the third and the bill as amended by the House, was placed on final passage.

Representatives Orwall and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5884, as amended by the House.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5884, as amended by the House, and the bill passed the House by the following vote: Yeas, 96; Nays, 0; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representatives Rodne and Smith.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5884, as amended by the House, having received the necessary constitutional majority, was declared passed.

### **SUBSTITUTE SENATE BILL NO. 5596, by Senate Committee on Commerce & Labor (originally sponsored by Senators King, Hewitt, Kohl-Welles and McAuliffe)**

**Creating a special permit by a manufacturer of wine to hold a private event for the purpose of tasting and selling wine of its own production. Revised for 1st Substitute: Creating a special permit for a manufacturer of wine to hold a private event for the purpose of tasting and selling wine of its own production.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Commerce & Gaming was adopted. (For Committee amendment, see Journal, Day 75, March 27, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Hurst and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5596, as amended by the House.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5596, as amended by the House, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Harris and Ryu.

Excused: Representative Smith.

SUBSTITUTE SENATE BILL NO. 5596, as amended by the House, having received the necessary constitutional majority, was declared passed.

### **SENATE BILL NO. 5603, by Senators Warnick and Rolfes**

#### **Changing cottage food operation provisions.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Agriculture & Natural Resources was adopted. (For Committee amendment, see Journal, Day 67, March 19, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Lytton, Buys, Young and DeBolt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5603, as amended by the House.

### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5603, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko,

Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SENATE BILL NO. 5603, as amended by the House, having received the necessary constitutional majority, was declared passed.

**SENATE BILL NO. 5606, by Senators Jayapal, Rivers, Frockt, King, Keiser and Kohl-Welles**

**Modifying provisions related to licensing and scope of practice for dental professionals.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Cody, Schmick and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5606.

**ROLL CALL**

The Clerk called the roll on the final passage of Senate Bill No. 5606, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SENATE BILL NO. 5606, having received the necessary constitutional majority, was declared passed.

**SENATE BILL NO. 5638, by Senators Hasegawa, Roach, Kohl-Welles, Chase, Keiser and McAuliffe**

**Changing state need grant eligibility provisions.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Pollet and Zeiger spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5638.

**ROLL CALL**

The Clerk called the roll on the final passage of Senate Bill No. 5638, and the bill passed the House by the following vote: Yeas, 91; Nays, 6; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Caldier, Carlyle, Chandler, Clibborn, Cody, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Condotta, G. Hunt, McCaslin, Shea and Taylor.

Excused: Representative Smith.

SENATE BILL NO. 5638, having received the necessary constitutional majority, was declared passed.

**SENATE BILL NO. 5662, by Senators Kohl-Welles, Honeyford, Braun, Mullet and Rolfes**

**Authorizing a licensed domestic brewery or microbrewery to provide promotional items to a nonprofit charitable corporation or association.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Hurst and Condotta spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5662.

**ROLL CALL**

The Clerk called the roll on the final passage of Senate Bill No. 5662, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu,

S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SENATE BILL NO. 5662, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5679, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McAuliffe, Litzow, Dammeier, Hasegawa, Liias, Chase, Rolfes, Jayapal, Parlette and Conway)**

**Concerning transition services for special education students.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was adopted. (For Committee amendment, see Journal, Day 80, April 1, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Ortiz-Self, Magendanz, Ortiz-Self (again) and Santos spoke in favor of the passage of the bill.

Representatives Hayes and Klippert spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5679, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5679, as amended by the House, and the bill passed the House by the following vote: Yeas, 84; Nays, 13; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Kochmar, Kretz, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Condotta, DeBolt, G. Hunt, Haler, Hayes, Klippert, Kristiansen, McCaslin, Schmick, Scott, Shea, Taylor and Van Werven.

Excused: Representative Smith.

SUBSTITUTE SENATE BILL NO. 5679, as amended by the House, having received the necessary constitutional majority, was declared passed.

**SENATE BILL NO. 5692, by Senators Hargrove and Darneille**

**Addressing permanency plans of care for dependent children.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Early Learning & Human Services was adopted. (For Committee amendment, see Journal, Day 78 March 30, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representative Kagi spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5692, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5692, as amended by the House, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SENATE BILL NO. 5692, as amended by the House, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5721, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Billig, Dammeier and Jayapal)**

**Concerning the membership of the expanded learning opportunities council.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Education was adopted. (For Committee amendment, see Journal, Day 80, April 1, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representative Ortiz-Self spoke in favor of the passage of the bill.

Representative Magendanz spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5721, as amended by the House.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5721, as amended by the House, and the bill passed the House by the following vote: Yeas, 70; Nays, 27; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, DeBolt, Dent, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Hansen, Harmsworth, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Kochmar, Lytton, MacEwen, Manweller, McBride, McCabe, Moeller, Morris, Moscoso, Muri, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Van Werven, Walkinshaw, Walsh, Wilcox, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Caldier, Chandler, Condotta, Fagan, G. Hunt, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Kristiansen, Magendanz, McCaslin, Nealey, Orcutt, Parker, Rodne, Scott, Shea, Short, Taylor, Vick and Wilson.

Excused: Representative Smith.

SUBSTITUTE SENATE BILL NO. 5721, as amended by the House, having received the necessary constitutional majority, was declared passed.

### **SUBSTITUTE SENATE BILL NO. 5733, by Senate Committee on Agriculture, Water & Rural Economic Development (originally sponsored by Senators Warnick, Hatfield and Hobbs)**

#### **Authorizing a livestock movement reporting system. Revised for 1st Substitute: Concerning livestock transaction reporting.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Agriculture & Natural Resources was adopted. (For Committee amendment, see Journal, Day 78, March 30, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Lytton and Dent spoke in favor of the passage of the bill.

Representative Taylor spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5733, as amended by the House.

### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5733, as amended by the House, and the bill passed the House by the following vote: Yeas, 90; Nays, 7; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives G. Hunt, Holy, McCaslin, Scott, Shea, Taylor and Young.

Excused: Representative Smith.

SUBSTITUTE SENATE BILL NO. 5733, as amended by the House, having received the necessary constitutional majority, was declared passed.

### **SENATE BILL NO. 5757, by Senators Benton and Mullet**

#### **Addressing credit unions' corporate governance and investments.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Ryu spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5757.

### ROLL CALL

The Clerk called the roll on the final passage of Senate Bill No. 5757, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SENATE BILL NO. 5757, having received the necessary constitutional majority, was declared passed.

**SENATE BILL NO. 5760, by Senators Brown, Sheldon, Keiser and Dansel**

**Concerning contracts for materials or work required by joint operating agencies.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Morris, Nealey and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Bill No. 5760.

**ROLL CALL**

The Clerk called the roll on the final passage of Senate Bill No. 5760, and the bill passed the House by the following vote: Yeas, 92; Nays, 5; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives G. Hunt, McCaslin, Shea, Taylor and Young.

Excused: Representative Smith.

SENATE BILL NO. 5760, having received the necessary constitutional majority, was declared passed.

**ENGROSSED SUBSTITUTE SENATE BILL NO. 5803, by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Dammeier, McAuliffe and Keiser)**

**Concerning the notification of parents when their children are below basic on the third grade statewide English language arts assessment.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Ortiz-Self and Magendanz spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute Senate Bill No. 5803.

**ROLL CALL**

The Clerk called the roll on the final passage of Engrossed Substitute Senate Bill No. 5803, and the bill passed the House by the following vote: Yeas, 95; Nays, 2; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Scott and Taylor.

Excused: Representative Smith.

ENGROSSED SUBSTITUTE SENATE BILL NO. 5803, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5824, by Senate Committee on Natural Resources & Parks (originally sponsored by Senator Parlette)**

**Concerning certain recreational guides.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Lytton and Buys spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5824.

**ROLL CALL**

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5824, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu,

S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SUBSTITUTE SENATE BILL NO. 5824, having received the necessary constitutional majority, was declared passed.

**ENGROSSED SENATE BILL NO. 5863, by Senators Jayapal, Rivers, Keiser, Miloscia, Conway, Angel, Liias, Pedersen, Hobbs, Kohl-Welles and Hasegawa**

**Concerning highway construction workforce development.**

The bill was read the second time.

There being no objection, the committee amendment by the Committee on Transportation was adopted. (For Committee amendment, see Journal, Day 80, April 1, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representative Clibborn spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Senate Bill No. 5863, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Senate Bill No. 5863, as amended by the House, and the bill passed the House by the following vote: Yeas, 66; Nays, 31; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Caldier, Carlyle, Clibborn, Cody, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Griffey, Hansen, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Kochmar, Lytton, MacEwen, McBride, McCabe, Moeller, Morris, Moscoso, Muri, Nealey, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Condotta, DeBolt, G. Hunt, Haler, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Kristiansen, Magendanz, Manweller, McCaslin, Orcutt, Parker, Rodne, Schmick, Scott, Shea, Short, Taylor, Van Werven, Vick, Wilcox, Wilson and Young.

Excused: Representative Smith.

ENGROSSED SENATE BILL NO. 5863, as amended by the House, having received the necessary constitutional majority, was declared passed.

#### STATEMENT FOR THE JOURNAL

I intended to vote NAY on Engrossed Senate Bill No. 5863.

Representative Dent, 13th District

#### SECOND READING

**SUBSTITUTE SENATE BILL NO. 5870, by Senate Committee on Health Care (originally sponsored by Senators Liias, Litzow, Pedersen, Fain, Ranker, Rivers, Frockt, Cleveland, Mullet, Kohl-Welles, Keiser, Chase, Billig, Hasegawa, Darneille and Habib)**

**Prohibiting the use of aversion therapy in the treatment of minors. Revised for 1st Substitute: Protecting youth from aversive mental health therapies.**

The bill was read the second time.

Representative Shea made the motion that the House not adopt the committee amendment by the Committee on Health Care & Wellness.

Representative Shea, Klippert and Shea (again) spoke in favor of the motion.

Representative Cody spoke against the motion.

The motion was not carried and the committee amendment by the Committee on Health Care & Wellness was adopted. (For Committee amendment, see Journal, Day 79, March 31, 2015).

There being no objection, the rules were suspended, the second reading considered the third and the bill, as amended by the House, was placed on final passage.

Representatives Jinkins and Kilduff spoke in favor of the passage of the bill.

Representatives Schmick and Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5870, as amended by the House.

#### ROLL CALL

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5870, as amended by the House, and the bill passed the House by the following vote: Yeas, 60; Nays, 37; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Caldier, Carlyle, Clibborn, Cody, DeBolt, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Hansen, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Kochmar, Lytton, Magendanz, Manweller, McBride, McCabe, Moeller, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Springer, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, Walsh, Wylie and Mr. Speaker.

Voting nay: Representatives Buys, Chandler, Condotta, Dent, Fagan, G. Hunt, Griffey, Haler, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Klippert, Kretz, Kristiansen, MacEwen, McCaslin, Muri, Nealey, Orcutt, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Stambaugh, Taylor, Van Werven, Vick, Wilcox, Wilson, Young and Zeiger.

Excused: Representative Smith.



SUBSTITUTE SENATE BILL NO. 5870, as amended by the House, having received the necessary constitutional majority, was declared passed.

**SUBSTITUTE SENATE BILL NO. 5887, by Senate Committee on Government Operations & Security (originally sponsored by Senators Pearson and Ranker)**

**Lengthening the maximum terms of leases entered into by the director of enterprise services in certain counties. Revised for 1st Substitute: Authorizing longer leases for property at the former Northern State Hospital site.**

The bill was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representative Stanford spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute Senate Bill No. 5887.

**ROLL CALL**

The Clerk called the roll on the final passage of Substitute Senate Bill No. 5887, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SUBSTITUTE SENATE BILL NO. 5887, having received the necessary constitutional majority, was declared passed.

**SENATE JOINT MEMORIAL NO. 8012, by Senators Hargrove, King, Hobbs, Hill, Conway and Hatfield**

**Requesting the designation of U.S. Highway 101 to honor recipients of the Medal of Honor.**

The memorial was read the second time.

There being no objection, the rules were suspended, the second reading considered the third and the memorial was placed on final passage.

Representatives Van De Wege and Orcutt spoke in favor of the passage of the memorial.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Senate Joint Memorial No. 8012.

**ROLL CALL**

The Clerk called the roll on the final passage of Senate Joint Memorial No. 8012, and the bill passed the House by the following vote: Yeas, 97; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Chandler, Clibborn, Cody, Condotta, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, G. Hunt, Goodman, Gregerson, Gregory, Griffey, Haler, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins, Hunter, Hurst, Jinkins, Johnson, Kagi, Kilduff, Kirby, Klippert, Kochmar, Kretz, Kristiansen, Lytton, MacEwen, Magendanz, Manweller, McBride, McCabe, McCaslin, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Schmick, Scott, Sells, Senn, Shea, Short, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Excused: Representative Smith.

SENATE JOINT MEMORIAL NO. 8012, having received the necessary constitutional majority, was declared passed.

The Speaker (Representative Moeller presiding) called upon Representative Ortiz-Self to preside.

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

There being no objection, the Committee on Rules was relieved of ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2136 and the bill was placed on the second reading calendar.

The Speaker (Representative Ortiz-Self presiding) called upon Representative Orwall to preside.

**HOUSE BILL NO. 1299, by Representatives Clibborn and Fey**

**Making transportation appropriations for the 2015-2017 fiscal biennium. Revised for 1st Substitute: Making transportation appropriations for the 2013-2015 and 2015-2017 fiscal biennia.**

The bill was read the second time.

There being no objection, Substitute House Bill No. 1299 was substituted for House Bill No. 1299 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1299 was read the second time.

Representative Farrell moved the adoption of amendment (375):

On page 3, beginning on line 1, beginning with "The appropriation" strike all material through "maintenance" on line 18 and insert the following:

"The appropriation in this section is subject to the following conditions and limitations: The utilities and transportation commission shall coordinate a state agency work group in 2015 that will identify issues, laws, and regulations relevant to consolidating rail employee safety and regulatory functions in the utilities and transportation commission, and report those findings to the joint transportation committee by December 31, 2015. State agencies in the work group must include the department of transportation, the department of labor and industries, the emergency management division of the state military department, and any other relevant agencies. The report must address: An inventory of state rail employee safety regulatory authority, including rail employee safety laws and regulations; issues pertaining to state rail safety inspectors, including enforcement authority, staffing, training, and retention; and information relating to the enhancement of rail employee safety, yard conditions, lighting, and appliance maintenance"

On page 9, beginning on line 19, strike all of subsection (4) and insert the following:

"(4)(a) \$250,000 of the multimodal transportation account—state appropriation is for the joint transportation committee to coordinate a work group that will make recommendations on consolidating rail employee safety regulatory functions in Washington state into the utilities and transportation commission.

(b) This work group must be composed of one representative from each of the following: (i) The utilities and transportation commission, (ii) the department of labor and industries, (iii) the attorney general's office, (iv) a class 1 rail carrier, and (v) a short line rail operator designated as a class 2 or 3 carrier. The work group must also include two representatives from railroad operating craft labor organizations, and four members of the legislature with one member from each caucus of the house of representatives and one member from each caucus of the senate. The work group may consult with the department of transportation and the emergency management division of the state military department as needed.

(c) The work group's examination must include a review of other states' efforts to consolidate rail employee safety regulatory authority within a single agency and identify barriers to such consolidation in Washington.

(d) By December 31, 2016, the joint transportation committee must provide a final report to the legislature summarizing the work group's findings, providing recommendations on how such a consolidation of all state rail employee safety and employee safety regulatory functions should occur, and including statutory revisions that may be necessary to accomplish this consolidation."

Representative Farrell spoke in favor of the adoption of the amendment.

Amendment (375) was adopted.

Representative Hayes moved the adoption of amendment (366):

On page 6, line 14, decrease the highway safety account--state appropriation by \$198,000

On page 6, line 18, correct the total.

On page 6, beginning on line 36, strike all of subsection (2)

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Hayes and Orcutt spoke in favor of the adoption of the amendment.

Representative Senn spoke against the adoption of the amendment.

Amendment (366) was not adopted.

Representative Shea moved the adoption of amendment (380):

On page 6, beginning on line 21, strike all of subsection (1)

Renumber the remaining subsections consecutively and correct any internal references accordingly.

On page 60, after line 3, insert the following:

"**NEW SECTION, Sec. 607.** Funds appropriated in this act may not be used to install, maintain, or operate automated traffic safety cameras used to detect the failure of a vehicle to stop when facing a steady red traffic control signal."

On page 65, beginning on line 10, strike all of section 704 and insert the following:

"**Sec. 704.** RCW 46.63.170 and 2013 c 306 s 711 are each amended to read as follows:

(1) The use of automated traffic safety cameras for issuance of notices of infraction is subject to the following requirements:

(a) The appropriate local legislative authority must prepare an analysis of the locations within the jurisdiction where automated traffic safety cameras are proposed to be located: (i) Before enacting an ordinance allowing for the initial use of automated traffic safety cameras; and (ii) before adding additional cameras or relocating any existing camera to a new location within the jurisdiction. Automated traffic safety cameras may be used to detect one or more of the following: Stoplight, except during the 2015-2017 fiscal biennium; railroad crossing(=); or school speed zone violations. At a minimum, the local ordinance must contain the restrictions described in this section and provisions for public notice and signage. Cities and counties using automated traffic safety cameras before July 24, 2005, are subject to the restrictions described in this section, but are not required to enact an authorizing ordinance. Beginning one year after June 7, 2012, cities and counties using automated traffic safety cameras must post an annual report of the number of traffic accidents that occurred at each location where an automated traffic safety camera is located as well as the number of notices of infraction issued for each camera and any other relevant information about the automated traffic safety cameras that the city or county deems appropriate on the city's or county's web site.

(b) Use of automated traffic safety cameras is restricted to the following locations only: (i) Except during the 2015-2017 fiscal biennium, intersections of two arterials with traffic control signals that have yellow change interval durations in accordance with RCW 47.36.022, which interval durations may not be reduced after placement of the camera; (ii) railroad crossings; and (iii) school speed zones.

(c) During the 2011-2013 and 2013-2015 fiscal biennia, automated traffic safety cameras may be used to detect speed violations for the purposes of section 201(2), chapter 367, Laws of 2011 and section 201(4), chapter 306, Laws of 2013 if the local legislative authority first enacts an ordinance authorizing the use of cameras to detect speed violations.

(d) Automated traffic safety cameras may only take pictures of the vehicle and vehicle license plate and only while an infraction is occurring. The picture must not reveal the face of the driver or of passengers in the vehicle. The primary purpose of camera placement is to take pictures of the vehicle and vehicle license plate when an infraction is occurring. Cities and counties shall consider installing cameras in a manner that minimizes the impact of camera flash on drivers.

(e) A notice of infraction must be mailed to the registered owner of the vehicle within fourteen days of the violation, or to the renter of a vehicle within fourteen days of establishing the renter's

name and address under subsection (3)(a) of this section. The law enforcement officer issuing the notice of infraction shall include with it a certificate or facsimile thereof, based upon inspection of photographs, microphotographs, or electronic images produced by an automated traffic safety camera, stating the facts supporting the notice of infraction. This certificate or facsimile is prima facie evidence of the facts contained in it and is admissible in a proceeding charging a violation under this chapter. The photographs, microphotographs, or electronic images evidencing the violation must be available for inspection and admission into evidence in a proceeding to adjudicate the liability for the infraction. A person receiving a notice of infraction based on evidence detected by an automated traffic safety camera may respond to the notice by mail.

(f) The registered owner of a vehicle is responsible for an infraction under RCW 46.63.030(1)(d) unless the registered owner overcomes the presumption in RCW 46.63.075, or, in the case of a rental car business, satisfies the conditions under subsection (3) of this section. If appropriate under the circumstances, a renter identified under subsection (3)(a) of this section is responsible for an infraction.

(g) Notwithstanding any other provision of law, all photographs, microphotographs, or electronic images prepared under this section are for the exclusive use of law enforcement in the discharge of duties under this section and are not open to the public and may not be used in a court in a pending action or proceeding unless the action or proceeding relates to a violation under this section. No photograph, microphotograph, or electronic image may be used for any purpose other than enforcement of violations under this section nor retained longer than necessary to enforce this section.

(h) All locations where an automated traffic safety camera is used must be clearly marked at least thirty days prior to activation of the camera by placing signs in locations that clearly indicate to a driver that he or she is entering a zone where traffic laws are enforced by an automated traffic safety camera. Signs placed in automated traffic safety camera locations after June 7, 2012, must follow the specifications and guidelines under the manual of uniform traffic control devices for streets and highways as adopted by the department of transportation under chapter 47.36 RCW.

(i) If a county or city has established an authorized automated traffic safety camera program under this section, the compensation paid to the manufacturer or vendor of the equipment used must be based only upon the value of the equipment and services provided or rendered in support of the system, and may not be based upon a portion of the fine or civil penalty imposed or the revenue generated by the equipment.

(2) During the 2015-2017 fiscal biennium, an automated traffic safety camera may not be used to detect a vehicle's failure to stop when facing a steady red traffic control signal.

(3) Infractions detected through the use of automated traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120. Additionally, infractions generated by the use of automated traffic safety cameras under this section shall be processed in the same manner as parking infractions, including for the purposes of RCW 3.50.100, 35.20.220, 46.16A.120, and 46.20.270((3)) (2). The amount of the fine issued for an infraction generated through the use of an automated traffic safety camera shall not exceed the amount of a fine issued for other parking infractions within the jurisdiction. However, the amount of the fine issued for a traffic control signal violation detected through the use of an automated traffic safety camera shall not exceed the monetary penalty for a violation of RCW 46.61.050 as provided under RCW 46.63.110, including all applicable statutory assessments.

~~((3))~~ (4) If the registered owner of the vehicle is a rental car business, the law enforcement agency shall, before a notice of infraction being issued under this section, provide a written notice to the rental car business that a notice of infraction may be issued to the rental car business if the rental car business does not, within eighteen days of receiving the written notice, provide to the issuing agency by return mail:

(a) A statement under oath stating the name and known mailing address of the individual driving or renting the vehicle when the infraction occurred; or

(b) A statement under oath that the business is unable to determine who was driving or renting the vehicle at the time the infraction occurred because the vehicle was stolen at the time of the infraction. A statement provided under this subsection must be accompanied by a copy of a filed police report regarding the vehicle theft; or

(c) In lieu of identifying the vehicle operator, the rental car business may pay the applicable penalty.

Timely mailing of this statement to the issuing law enforcement agency relieves a rental car business of any liability under this chapter for the notice of infraction.

~~((4))~~ (5) Nothing in this section prohibits a law enforcement officer from issuing a notice of traffic infraction to a person in control of a vehicle at the time a violation occurs under RCW 46.63.030(1) (a), (b), or (c).

~~((5))~~ (6) For the purposes of this section, "automated traffic safety camera" means a device that uses a vehicle sensor installed to work in conjunction with an intersection traffic control system, a railroad grade crossing control system, or a speed measuring device, and a camera synchronized to automatically record one or more sequenced photographs, microphotographs, or electronic images of the rear of a motor vehicle at the time the vehicle fails to stop when facing a steady red traffic control signal or an activated railroad grade crossing control signal, or exceeds a speed limit in a school speed zone as detected by a speed measuring device. During the 2011-2013 and 2013-2015 fiscal biennia, an automated traffic safety camera includes a camera used to detect speed violations for the purposes of section 201(2), chapter 367, Laws of 2011 and section 201(4), chapter 306, Laws of 2013.

~~((6))~~ (7) During the 2011-2013 and 2013-2015 fiscal biennia, this section does not apply to automated traffic safety cameras for the purposes of section 216(5), chapter 367, Laws of 2011 and section 216(6), chapter 306, Laws of 2013."

Representatives Shea, Shea (again) and Condotta spoke in favor of the adoption of the amendment.

Representative Fey spoke against the adoption of the amendment.

Amendment (380) was not adopted.

Representative Hayes moved the adoption of amendment (348):

On page 9, line 11, after "station;" strike "and"

On page 9, line 15, after "changes" strike "." and insert "; and

(vi) Review whether it is cost effective or more efficient to place future weigh stations in the median of a highway instead of placing two individual weigh stations on either side of a highway."

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Representatives Hayes and Clibborn spoke in favor of the adoption of the amendment.

Amendment (348) was adopted.

Representative Manweller moved the adoption of amendment (347):

On page 10, line 24, decrease the Motor Vehicle Account--State Appropriation by \$3,000,000

On page 10, line 27, correct the total

On page 11, beginning on line 17, strike all of subsection 4

Representatives Manweller and Shea spoke in favor of the adoption of the amendment.

Representatives Clibborn and Takko spoke against the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Orwall presiding) stated the question before the House to be the adoption of amendment (347) to Substitute House Bill No. 1299.

### ROLL CALL

The Clerk called the roll on the adoption of amendment (347) to Substitute House Bill No. 1299, and the amendment was not adopted by the following vote: Yeas, 47; Nays, 50; Absent, 0; Excused, 1.

Voting yeas: Representatives Buys, Caldier, Chandler, Condotta, DeBolt, Dent, Fagan, Gregory, Griffey, Haler, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hunt, G., Johnson, Kilduff, Klippert, Kochmar, Kretz, Kristiansen, Magendanz, Manweller, McCabe, McCaslin, Muri, Nealey, Orcutt, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Stambaugh, Stokesbary, Taylor, Van Werven, Vick, Walsh, Wilcox, Wilson, Young, and Zeiger

Voting nay: Representatives Appleton, Bergquist, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Hansen, Hudgins, Hunt, S., Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, MacEwen, McBride, Moeller, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, and Wylie

Excused: Representative Smith

Amendment (347) was not adopted.

Representative Wylie moved the adoption of amendment (354):

On page 10, line 24, increase the Motor Vehicle Account--State Appropriation by \$100,000

On page 10, line 27, correct the total.

On page 13, after line 19, insert the following:

"(5)(a) \$100,000 of the motor vehicle account-state appropriation is provided solely for a bi-state project legislative work group coordinated and staffed by the transportation commission.

(b) The legislature finds that both Washington and Oregon recognize the need for improving the capacity of Interstate 5 adjacent to and over the Columbia river and that the legislatures of each state need basic oversight of the process. The legislature recognizes that the development of a bi-state project takes years of hard work and difficult decisions and to achieve development of a successful bi-state project it must be pursued in a manner that will build and maintain bi-

state trust and positive working relationships to ensure economic growth and productivity in the entire region prior to reaching a federal record of decision. The legislature also recognizes that area legislators will be called upon to seek funding of any project developed, and therefore must be involved in the development of the project from the beginning.

(c) The legislature further finds that in order to accomplish the findings in subsection (b), it is necessary to form a bi-state bi-partisan project legislative work group, and that it may be beneficial to consult with the William D. Ruckelshaus Center and the Oregon Consensus Center to act as a neutral resource to gather input, provide scoping of potential stakeholders to engage diverse interests, and help facilitate the creation of the work group. Although the primary purpose of this facilitated effort is to establish a process that includes appropriate legislative involvement, it is not the intention to exclude stakeholders or existing expertise or useful work products already established. The work group will define and recommend the ongoing legislative role in moving forward with the bi-state project and report that recommendation to the legislature for any required action.

(d) The bi-state project legislative work group shall facilitate strong public participation and input throughout the initial development stages to identify the most affordable, efficient project that improves freight mobility, safety, relieves traffic congestion, and meets the future needs of the region and the transportation corridor.

(e) The bi-state project legislative work group shall consist of bi-partisan members of the Washington and Oregon state legislatures who represent the districts adjacent to the project and be members of their respective transportation committees. Each legislative member will have an equal vote on matters considered by the committee. The work group will consider options for capacity, safety, sufficiency, public support, and cost effectiveness in developing a solution to meet the needs of the corridor. To the extent feasible, the design shall incorporate existing infrastructure and allow for its future maintenance and improvement.

(f) While not official voting members of the bi-state project legislative work group, it is assumed that local, regional, technical, legal, and other planning and transportation resources and stakeholders required for a project of this type will not be supplanted or precluded from appropriate involvement.

(g) The bi-state project legislative work group must report its final recommendations to the transportation committees of the legislature by December 1, 2016 and will provide annual updates on the project to the legislature thereafter until the project is complete."

Representatives Wylie and Pike spoke in favor of the adoption of the amendment.

Amendment (354) was adopted.

Representative Clibborn moved the adoption of amendment (373):

On page 20, line 20, increase the motor vehicle account--state appropriation by \$131,000

On page 20, line 24, correct the total.

On page 25, line 11, increase the motor vehicle account--state appropriation by \$427,000

On page 25, line 12, decrease the motor vehicle account--federal appropriation by \$427,000

On page 33, line 26, decrease the motor vehicle account--state appropriation by \$131,000

On page 34, line 4, correct the total.

On page 53, line 16, after "exceed" strike "\$913" and insert "\$869"

On page 53, line 18, after "exceed" strike "\$947" and insert "\$937"

On page 54, line 9, after "exceed" strike "\$913" and insert "\$869"  
 On page 54, line 11, after "exceed" strike "\$947" and insert "\$937"

On page 55, line 1, after "exceed" strike "\$913" and insert "\$869"

On page 55, line 3, after "exceed" strike "\$947" and insert "\$937"

On page 76, line 7, after "project" strike "(8B11003)" and insert "(((8B11003)))"

On page 139, beginning on line 13, after "(1)" strike all material through "(2)" on line 16 and insert "((~~Recreational Vehicle Account--State~~

Appropriation: For transfer to the Motor Vehicle  
 Account--State.....\$1,300,000  
 (2)))"

Re-number the remaining subsections consecutively and correct any internal references accordingly.

Representatives Clibborn and Orcutt spoke in favor of the adoption of the amendment.

Amendment (373) was adopted.

Representative Hawkins moved the adoption of amendment (357):

On page 21, beginning on line 7, after "(4)" strike the remainder of the subsection and insert the following:

"The legislature recognizes that the trail known as the Rocky Reach Trail, and its extensions, serve to separate motor vehicle traffic from pedestrians and bicyclists, increasing motor vehicle safety on state route number 2 and the coincident section of state route number 97. Consistent with chapter 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that transferring portions of WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and associated buffer areas to the Washington state parks and recreation commission is consistent with the public interest. The legislature directs the department to transfer the property to the Washington state parks and recreation commission.

(a) The department must be paid fair market value for any portions of the transferred real property that is later abandoned, vacated, or ceases to be publicly maintained for trail purposes.

(b) Prior to completing the transfer in (a) of this subsection, the department must ensure that provisions are made to accommodate private and public utilities and any facilities that predate the department's acquisition of the property, at no cost to those entities. Prior to completing the transfer, the department shall also ensure that provisions, by fair market assessment, are made to accommodate other private and public utilities and any facilities that have been legally allowed by permit or other instrument.

(c) The department may sell any adjoining property that is not necessary to support the Rocky Reach Trail and adjacent buffer areas only after the transfer of trail-related property to the Washington state parks and recreation commission is complete. Adjoining property owners must be given the first opportunity to acquire such property that abuts their property, and applicable boundary line or other adjustments must be made to the legal descriptions for recording purposes."

Representatives Hawkins and Clibborn spoke in favor of the adoption of the amendment.

Amendment (357) was adopted.

Representative Fey moved the adoption of amendment (382):

On page 25, line 28, increase the Motor Vehicle Account--State appropriation by \$2,518,000

On page 25, line 36, correct the total.

On page 26, line 2, after "limitations:" insert "(1)"

On page 26, after line 12, insert the following:

"(2) \$2,518,000 of the motor vehicle account--state appropriation is provided solely for the development of a statewide transportation model."

On page 26, line 33, increase the Multimodal Transportation Account--State appropriation by \$10,000,000

On page 26, line 36, correct the total.

On page 27, line 3, after "(1)" strike "\$25,000,000" and insert "\$35,000,000"

On page 27, line 7, after "(a)" strike "\$5,500,000" and insert "\$7,500,000"

On page 27, line 13, after "(b)" strike "\$19,500,000" and insert "\$27,500,000"

On page 32, line 30, increase the Motor Vehicle Account--State appropriation by \$10,000,000

On page 32, line 33, correct the total.

Representatives Fey and Orcutt spoke in favor of the adoption of the amendment.

Amendment (382) was adopted.

Representative Hayes moved the adoption of amendment (361):

On page 26, line 33, increase the multimodal transportation account--state appropriation by \$1,000,000

On page 26, line 36, correct the total.

On page 29, after line 32, insert the following:

"(10)(a) \$1,000,000 of the multimodal transportation account--state appropriation is provided solely for the Everett connector service for Island and Skagit transit agencies. The amount provided in this subsection is contingent on the charging of a fare for the Everett connector service that achieves a farebox recovery ratio similar to comparable routes that charge a fare.

(b) The amount provided in (a) of this subsection must be held in unallotted status until the office of financial management determines that a fare policy has been adopted for the Everett connector service that achieves a farebox recovery ratio similar to comparable routes that charge a fare."

Representatives Hayes and Clibborn spoke in favor of the adoption of the amendment.

Amendment (361) was adopted.

Representative Van Werven moved the adoption of amendment (362):

On page 26, line 33, increase the multimodal transportation account--state appropriation by \$40,000

On page 26, line 36, correct the total.

On page 29, after line 32, insert the following:

"(10) \$40,000 of the multimodal transportation account--state appropriation is provided solely for the Blaine school district for bus service for students living in Point Roberts."

Representatives Van Werven and Shea spoke in favor of the adoption of the amendment.

Representative Bergquist spoke against the adoption of the amendment.

Amendment (362) was not adopted.

Representative Orcutt moved the adoption of amendment (370):

On page 33, line 23, decrease the Multimodal Transportation Account--State appropriation by \$17,000,000

On page 34, line 4, correct the total.

On page 35, beginning on line 3, strike all of subsection (7)

Re-number the remaining subsections consecutively and correct any internal references accordingly.

Representatives Orcutt, DeBolt, Hargrove, Manweller, Van Werven, Kristiansen, Haler and Kochmar spoke in favor of the adoption of the amendment.

Representatives Farrell, Santos, Fitzgibbon and Clibborn spoke against the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Orwall presiding) stated the question before the House to be the adoption of amendment (370) to Substitute House Bill No. 1299.

### ROLL CALL

The Clerk called the roll on the adoption of amendment (370) to Substitute House Bill No. 1299, and the amendment was not adopted by the following vote: Yeas, 48; Nays, 49; Absent, 0; Excused, 1.

Voting yea: Representatives Buys, Caldier, Chandler, Condotta, DeBolt, Dent, Fagan, Gregory, Griffey, Haler, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hunt, G., Johnson, Kilduff, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, McCabe, McCaslin, Muri, Nealey, Orcutt, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Stambaugh, Stokesbary, Taylor, Van Werven, Vick, Walsh, Wilcox, Wilson, Young, and Zeiger

Voting nay: Representatives Appleton, Bergquist, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Hansen, Hudgins, Hunt, S., Hunter, Hurst, Jinkins, Kagi, Kirby, Lytton, McBride, Moeller, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, and Wylie

Excused: Representative Smith

Amendment (370) was not adopted.

Representative MacEwen moved the adoption of amendment (371):

On page 33, line 26, increase the Motor Vehicle Account--State appropriation by \$15,000,000

On page 34, line 4, correct the total.

On page 38, after line 3, insert the following:

"(19) \$15,000,000 of the motor vehicle account--state appropriation is provided solely for the SR 3/Belfair Bypass - New Alignment project (300344C)."

Representative MacEwen spoke in favor of the adoption of the amendment.

Representative Clibborn spoke against the adoption of the amendment.

Amendment (371) was not adopted.

Representative Harmsworth moved the adoption of amendment (376):

On page 35, line 6, after "(8)" insert "The legislature has provided over \$40,000,000 for transit mitigation during construction of the SR 99/Alaskan Way Viaduct Replacement project, in addition to the local sales tax revenues from the project paid as follows: an estimated \$12,000,000 to King county metro, an estimated \$12,000,000 to Sound Transit, an estimated \$11,000,000 to the city of Seattle, and an estimated \$2,000,000 to King county. The state intends that the local portion of the sales tax paid during construction of the SR 99/Alaskan Way Viaduct Replacement project must be assumed to be used for transit mitigation for the project due to King county metro, Sound Transit, the city of Seattle, and King county receiving revenues from the state paid sales tax on the projects.

(9)"

Re-number the remaining subsections consecutively and correct any internal references accordingly.

Representative Harmsworth spoke in favor of the adoption of the amendment.

Representative Clibborn spoke against the adoption of the amendment.

Amendment (376) was not adopted.

Representative Riccelli moved the adoption of amendment (369):

On page 35, line 15, after "project" insert "in 2015-2017"

Representatives Riccelli and Shea spoke in favor of the adoption of the amendment.

Amendment (369) was adopted.

Representative Harmsworth moved the adoption of amendment (367):

On page 35, line 24, after "available" insert "first to make up any difference between expected revenue and actual revenue to the extent that such difference is attributable to the limitations imposed in section 709 of this act. Any additional savings must be made available"

On page 75, after line 12, insert the following:

"**Sec. 709.** RCW 47.56.880 and 2011 c 369 s 3 are each amended to read as follows:

(1) The imposition of tolls for express toll lanes on Interstate 405 between the junctions with Interstate 5 on the north end and NE 6th Street in the city of Bellevue on the south end is authorized, Interstate 405 is designated an eligible toll facility, and toll revenue generated in the corridor must only be expended as allowed under RCW 47.56.820.

(2) Tolls for the express toll lanes must be set as follows:

(a) The schedule of toll rates must be set by the tolling authority pursuant to RCW 47.56.850. Toll rates may vary in

amount by time of day, level of traffic congestion within the highway facility, or other criteria, as the tolling authority deems appropriate.

(b) In those locations with two express toll lanes in each direction, the toll rate must be the same in both lanes.

(c) Toll charges may not be assessed on transit buses and vanpools.

(d) The department shall establish performance standards for travel time, speed, and reliability for the express toll lanes project. The department must automatically adjust the toll rate within the schedule established by the tolling authority, using dynamic tolling, to ensure that average vehicle speeds in the lanes remain above forty-five miles per hour at least ninety percent of the time during peak hours.

(e) The tolling authority shall periodically review the toll rates against traffic performance of all lanes to determine if the toll rates are effectively maintaining travel time, speed, and reliability on the highway facilities.

(3) The department may construct and operate express toll lanes on Interstate 405 between the city of Bellevue on the south end and Interstate 5 on the north end. Operation of the express toll lanes may not commence until the department has completed capacity improvements necessary to provide a two-lane system from NE 6th Street in the city of Bellevue to state route number 522 and the conversion of the existing high occupancy vehicle lane to an express toll lane between state route number 522 and the city of Lynnwood. Construction of the capacity improvements described in this subsection, including items that enable implementation of express toll lanes such as conduit and other underground features, must begin as soon as practicable. However, any contract term regarding tolling equipment, such as gantries, barriers, or cameras, for Interstate 405 may not take effect unless specific appropriation authority is provided in 2012 stating that funding is provided solely for tolling equipment on Interstate 405. The department shall work with local jurisdictions to minimize and monitor impacts to local streets and, after consultation with local jurisdictions, recommend mitigation measures to the legislature in those locations where it is appropriate.

(4) During the 2015-2017 fiscal biennium, to provide better customer service, including avoiding confusion for customers and providing consistency across the transportation system, the department must meet the requirements of this subsection.

(a) During the first one hundred eighty days of operation of any segment of the Interstate 405 express toll lanes, the department must offer travel in the Interstate 405 express toll lanes free of charge at all times for vehicles carrying two or more people. After this period, the department may require three or more people in a vehicle in order to qualify for toll-free travel in a segment of the express toll lanes if necessary to comply with federal requirements. In determining whether toll-free access to the express toll lanes must be limited to vehicles carrying three or more people, the department must analyze each segment of the Interstate 405 express toll lane separately. For the purposes of this section, the portion of Interstate 405 on which there will be two express toll lanes running in each direction shall be considered one segment, and the portion of Interstate 405 on which there will be one express toll lane running in each direction shall be considered another segment.

(b) During the evening hours after peak traffic demand until 5 a.m.: (i) The department may not assess toll charges for travel in the Interstate 405 express toll lanes, and (ii) the department may not restrict access to these lanes based upon the number of people in the vehicle.

(5) The department shall monitor the express toll lanes project and shall annually report to the transportation commission

and the legislature on the impacts from the project on the following performance measures:

(a) Whether the express toll lanes maintain speeds of forty-five miles per hour at least ninety percent of the time during peak periods;

(b) Whether the average traffic speed changed in the general purpose lanes;

(c) Whether transit ridership changed;

(d) Whether the actual use of the express toll lanes is consistent with the projected use;

(e) Whether the express toll lanes generated sufficient revenue to pay for all Interstate 405 express toll lane-related operating costs;

(f) Whether travel times and volumes have increased or decreased on adjacent local streets and state highways; and

(g) Whether the actual gross revenues are consistent with projected gross revenues as identified in the fiscal note for Engrossed House Bill No. 1382 distributed by the office of financial management on March 15, 2011.

~~((5))~~ (6)(a) If after two years of operation of the express toll lanes on Interstate 405 performance measures listed in subsection ((4)) (5)(a) and (e) of this section are not being met, the express toll lanes project must be terminated as soon as practicable.

(b) During the 2015-2017 fiscal biennium, for the purposes of this subsection (6), "operation of the express toll lanes on Interstate 405" means the operation of express toll lanes along the entire length of Interstate 405 between Lynnwood and where State Route 167 meets Interstate 405.

~~((6))~~ (7) The department, in consultation with the transportation commission, shall consider making operational changes necessary to fix any unintended consequences of implementing the express toll lanes project.

~~((7))~~ (8) A violation of the lane restrictions applicable to the express toll lanes established under this section is a traffic infraction.

(9) During the 2015-2017 fiscal biennium, any savings on Interstate 405 corridor projects must stay on the Interstate 405 corridor and be made available first to make up any difference between expected revenue and actual revenue to the extent that such difference is attributable to the limitations imposed in this section. Any additional savings must be made available to any other project on the corridor."

Renumber the remaining sections consecutively and correct any internal references accordingly. Correct the title.

Representative Harmsworth and Harmsworth (again) spoke in favor of the adoption of the amendment.

Representative Clibborn spoke against the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Orwall presiding) stated the question before the House to be the adoption of amendment (367) to Substitute House Bill No. 1299.

#### ROLL CALL

The Clerk called the roll on the adoption of amendment (367) to Substitute House Bill No. 1299, and the amendment was not adopted by the following vote: Yeas, 48; Nays, 49; Absent, 0; Excused, 1.

Voting yea: Representatives Bergquist, Buys, Caldier, Chandler, Condotta, DeBolt, Dent, Fagan, Griffey, Haler, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hudgins,

Hunt, G., Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, McCabe, McCaslin, Muri, Nealey, Orcutt, Parker, Pike, Rodne, Schmick, Scott, Shea, Short, Stambaugh, Stokesbary, Taylor, Van Werven, Vick, Walsh, Wilcox, Wilson, Young, and Zeiger

Voting nay: Representatives Appleton, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Hansen, Hunt, S., Hunter, Hurst, Jinkins, Kagi, Kilduff, Kirby, Lytton, McBride, Moeller, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Peterson, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, and Wylie

Excused: Representative Smith

Amendment (367) was not adopted.

Representative Schmick moved the adoption of amendment (363):

On page 38, line 8, increase the Motor Vehicle Account--State appropriation by \$7,000,000

On page 38, line 20, correct the total.

On page 39, after line 15, insert the following:

"(6) \$7,000,000 of the motor vehicle account--state appropriation is provided solely for the State Route 26 Spur Bridge Replacement project."

Representative Schmick spoke in favor of the adoption of the amendment.

Representative Clibborn spoke against the adoption of the amendment.

Amendment (363) was not adopted.

Representative Manweller moved the adoption of amendment (383):

On page 41, line 20, increase the essential rail assistance account--state appropriation by \$10,000,000

On page 41, line 29, correct the total.

On page 42, after line 25, insert the following:

"(5)(a) \$10,000,000 of the essential rail assistance account--state appropriation is provided solely for the maintenance and improvement of state-owned railroads and emergent freight rail assistance projects. A minimum of fifty percent of the appropriation must be used for the maintenance and improvement of state-owned railroads.

(b) This appropriation must be held in unallotted status and an amount equal to the transfer by the state treasurer from the multimodal transportation account into this account may only be allotted once the office of financial management determines that such funds are available."

On page 76, after line 7, insert the following:

"**Sec. 712.** RCW 47.76.250 and 2009 c 160 s 1 are each amended to read as follows:

(1) The essential rail assistance account is created in the state treasury. Moneys in the account may be appropriated only for the purposes specified in this section.

(2) Moneys appropriated from the account to the department of transportation may be used by the department or distributed by the department to cities, county rail districts, counties, economic development councils, port districts, and privately or publicly owned railroads for the purpose of:

(a) Acquiring, rebuilding, rehabilitating, or improving rail lines;

(b) Purchasing or rehabilitating railroad equipment necessary to maintain essential rail service;

(c) Constructing railroad improvements to mitigate port access or mainline congestion;

(d) Construction of loading facilities to increase business on light density lines or to mitigate the impacts of abandonment;

(e) Preservation, including operation, of light density lines, as identified by the Washington state department of transportation, in compliance with this chapter; or

(f) Preserving rail corridors for future rail purposes by purchase of rights-of-way. The department shall first pursue transportation enhancement program funds, available under the federal surface transportation program, to the greatest extent practicable to preserve rail corridors. Purchase of rights-of-way may include track, bridges, and associated elements, and must meet the following criteria:

(i) The right-of-way has been identified and evaluated in the state rail plan prepared under this chapter;

(ii) The right-of-way may be or has been abandoned; and

(iii) The right-of-way has potential for future rail service.

(3) The department or the participating local jurisdiction is responsible for maintaining any right-of-way acquired under this chapter, including provisions for drainage management, fire and weed control, and liability associated with ownership.

(4) Nothing in this section impairs the reversionary rights of abutting landowners, if any, without just compensation.

(5) The department, cities, county rail districts, counties, and port districts may grant franchises to private railroads for the right to operate on lines acquired under this chapter.

(6) The department, cities, county rail districts, counties, and port districts may grant trackage rights over rail lines acquired under this chapter.

(7) If rail lines or rail rights-of-way are used by county rail districts, port districts, state agencies, or other public agencies for the purposes of rail operations and are later abandoned, the rail lines or rail rights-of-way cannot be used for any other purposes without the consent of the underlying fee title holder or reversionary rights holder, or until compensation has been made to the underlying fee title holder or reversionary rights holder.

(8) The department of transportation shall develop criteria for prioritizing freight rail projects that meet the minimum eligibility requirements for state assistance under RCW 47.76.240. The department shall develop criteria in consultation with the Washington state freight rail policy advisory committee. Project criteria should consider the level of local financial commitment to the project as well as cost/benefit ratio. Counties, local communities, railroads, shippers, and others who benefit from the project should participate financially to the greatest extent practicable.

(9) Moneys received by the department from franchise fees, trackage rights fees, and loan payments shall be redeposited in the essential rail assistance account. Repayment of loans made under this section shall occur within a period not longer than fifteen years, as set by the department. The repayment schedule and rate of interest, if any, shall be determined before the distribution of the moneys.

(10) The state shall maintain a contingent interest in any equipment, property, rail line, or facility that has outstanding grants or loans. The owner may not use the line as collateral, remove track, bridges, or associated elements for salvage, or use it in any other manner subordinating the state's interest without permission from the department.

(11) Moneys may be granted for improvements to privately owned railroads, railroad property, or other private property under



this chapter for freight rail projects that meet the minimum eligibility criteria for state assistance under RCW 47.76.240, and which are supported by contractual consideration. At a minimum, such contractual consideration shall consist of defined benefits to the public with a value equal to or greater than the grant amount, and where the grant recipient provides the state a contingent interest adequate to ensure that such public benefits are realized.

(12)(a) During the 2013-15 and 2015-17 fiscal biennia, by the last day of each biennium, the state treasurer shall transfer from the multimodal transportation account to the essential rail assistance account such amounts as reflect the excess fund balance of the multimodal transportation account not to exceed ten million dollars.

(b) A minimum of fifty percent of the moneys deposited in the account pursuant to (a) of this subsection must be expended by the department for the maintenance and improvement of state-owned railroads."

Correct the title.

Representatives Manweller and Clibborn spoke in favor of the adoption of the amendment.

Amendment (383) was adopted.

Representative Harmsworth moved the adoption of amendment (374):

On page 42, line 34, increase the motor vehicle account--state appropriation by \$625,000

On page 42, line 38, correct the total.

On page 43, after line 39, insert the following:

"(6) \$575,000 of the motor vehicle account--state appropriation is provided solely for the 30th street widening project.

(7) \$50,000 of the motor vehicle account--state appropriation is provided solely for the SR 96 and 35th avenue repaving project."

Representative Harmsworth spoke in favor of the adoption of the amendment.

Representative Clibborn spoke against the adoption of the amendment.

Amendment (374) was not adopted.

Representative Shea moved the adoption of amendment (381):

On page 76, after line 7, insert the following:

"**Sec. 712.** RCW 39.42.020 and 1971 ex.s. c 184 s 2 are each amended to read as follows:

Bonds, notes or other evidences of indebtedness shall be issued by the state finance committee. They may be issued at one time or in a series from time to time. The maturity date of each series shall be determined by the state finance committee, but in no case shall any bonds mature later than thirty years from the date of issue, except in the case of bonds issued for transportation purposes during the 2015-2017 fiscal biennium, which in no case shall mature later than fifteen years from the date of issuance. All evidences of indebtedness shall be signed in the name of the state by the governor and the treasurer. The facsimile signature of said officials is authorized and said evidences of indebtedness may be issued notwithstanding that any of the officials signing them or whose facsimile signatures appear on such evidences of indebtedness has ceased to hold office at the time of issue or at the time of delivery to the purchaser."

Representatives Shea, MacEwen and Shea (again) spoke in favor of the adoption of the amendment.

Representative Clibborn spoke against the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Orwall presiding) stated the question before the House to be the adoption of amendment (381) to Substitute House Bill No. 1299.

### ROLL CALL

The Clerk called the roll on the adoption of amendment (381) to Substitute House Bill No. 1299, and the amendment was not adopted by the following vote: Yeas, 44; Nays, 53; Absent, 0; Excused, 1.

Voting yea: Representatives Buys, Caldier, Chandler, Condotta, DeBolt, Dent, Fagan, Griffey, Haler, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Holy, Hunt, G., Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Manweller, McCabe, McCaslin, Muri, Nealey, Orcutt, Pike, Rodne, Schmick, Scott, Shea, Short, Stambaugh, Stokesbary, Taylor, Van Werven, Vick, Walsh, Wilcox, Wilson, Young, and Zeiger

Voting nay: Representatives Appleton, Bergquist, Blake, Carlyle, Chopp, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Hansen, Hudgins, Hunt, S., Hunter, Hurst, Jinkins, Kagi, Kilduff, Kirby, Lytton, Magendanz, McBride, Moeller, Morris, Moscoso, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pollet, Reykdal, Riccelli, Robinson, Ryu, Santos, Sawyer, Sells, Senn, Springer, Stanford, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walkinshaw, and Wylie

Excused: Representative Smith

Amendment (381) was not adopted.

### STATEMENT FOR THE JOURNAL

I intended to vote YEA on Amendment (381) to Substitute House Bill No. 1299.

Representative Parker, 6th District

The bill was ordered engrossed.

There being no objection, the rules were suspended, the second reading considered the third and the bill was placed on final passage.

Representatives Clibborn, Orcutt, Fey, Hargrove and Riccelli spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Substitute House Bill No. 1299.

### ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1299, and the bill passed the House by the following vote: Yeas, 78; Nays, 19; Absent, 0; Excused, 1.

Voting yea: Representatives Appleton, Bergquist, Blake, Buys, Caldier, Carlyle, Clibborn, Cody, DeBolt, Dent, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Gregerson, Gregory, Hansen, Hargrove, Harmsworth, Harris, Hawkins, Hayes, Hudgins, Hunter,

Hurst, Jinkins, Kagi, Kilduff, Kirby, Kochmar, Lytton, Manweller, McBride, Moeller, Morris, Moscoso, Muri, Nealey, Orcutt, Ormsby, Ortiz-Self, Orwall, Parker, Peterson, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Robinson, Rodne, Ryu, S. Hunt, Santos, Sawyer, Sells, Senn, Springer, Stambaugh, Stanford, Stokesbary, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Van Werven, Vick, Walkinshaw, Walsh, Wilcox, Wilson, Wylie, Young, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, G. Hunt, Griffey, Haler, Holy, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Magendanz, McCabe, McCaslin, Schmick, Scott, Shea, Short and Taylor.

Excused: Representative Smith.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1299, having received the necessary constitutional majority, was declared passed.

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

There being no objection, the House adjourned until 9:00 a.m., April 10, 2015, the 89th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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1299	Second Reading.....	1
1299-S	Second Reading.....	1
	Amendment Offered.....	1
	Third Reading Final Passage.....	1
2136-S2	Other Action.....	1
5203	Second Reading.....	1
	Amendment Offered.....	1
	Third Reading Final Passage.....	1
5300	Second Reading.....	1
	Amendment Offered.....	1
	Third Reading Final Passage.....	1
5591-S	Second Reading.....	1
	Amendment Offered.....	1
	Third Reading Final Passage.....	1
5596-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5603	Second Reading.....	1
	Third Reading Final Passage.....	1
5606	Second Reading.....	1
	Third Reading Final Passage.....	1
5638	Second Reading.....	1
	Third Reading Final Passage.....	1
5662	Second Reading.....	1
	Third Reading Final Passage.....	1
5679-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5692	Second Reading.....	1
	Third Reading Final Passage.....	1
5721-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5733-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5757	Second Reading.....	1
	Third Reading Final Passage.....	1
5760	Second Reading.....	1
	Third Reading Final Passage.....	1
5803-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5824-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5863	Second Reading.....	1
	Third Reading Final Passage.....	1
5870-S	Second Reading.....	1
	Third Reading Final Passage.....	1
5884-S		

Second Reading ..... 1  
 Amendment Offered ..... 1  
 Third Reading Final Passage ..... 1  
 5887-S  
 Second Reading ..... 1  
 Third Reading Final Passage ..... 1  
 8012  
 Second Reading ..... 1  
 Third Reading Final Passage ..... 1  
 HOUSE OF REPRESENTATIVES (Representative Moeller presiding)  
 Statement for the Journal Representative Dent ..... 1  
 HOUSE OF REPRESENTATIVES (Representative Orwall presiding)  
 Statement for the Journal Representative Parker ..... 1

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