

FIFTY NINTH LEGISLATURE - REGULAR SESSION

THIRTIETH DAY

House Chamber, Olympia, Tuesday, February 8, 2005

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

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

INTRODUCTION & FIRST READING

HB 1830 by Representatives Hunt, Jarrett, Morrell, McDonald, Pettigrew, Hasegawa, Eickmeyer, Clibborn, Simpson and Ericks

AN ACT Relating to alternative public works contracting procedures; and reenacting and amending RCW 39.10.020.

Referred to Committee on State Government Operations & Accountability.

HB 1831 by Representatives Kretz, Blake, Grant, Buri, Holmquist, B. Sullivan, Orcutt, Serben, McCune, Sump, Cox, Walsh, Clements, Roach, Linville, Newhouse, Haler and Pearson

AN ACT Relating to damage to livestock caused by wildlife; and amending RCW 77.36.005, 77.36.010, 77.36.040, 77.36.050, 77.36.060, 77.36.070, and 77.36.080.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1832 by Representatives Kretz, Blake, Grant, Holmquist, P. Sullivan, Buri, B. Sullivan, Kristiansen, Serben, Linville, McCune, Orcutt, Sump, Condotta, Cox, Walsh, Clements, Roach, Newhouse, Haler and Pearson

AN ACT Relating to disclosure of cougar incidences; and amending RCW 77.15.245.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1833 by Representatives Kagi, Hinkle, Conway, Walsh, Kenney, Chase, Pettigrew, Appleton, Upthegrove, Morrell, Simpson, Haler and Santos

AN ACT Relating to job training and placement services; amending RCW 74.08A.280; adding a new section to chapter 28C.18 RCW; and adding a new chapter to Title 43 RCW.

Referred to Committee on Children & Family Services.

HB 1834 by Representatives McIntire, Anderson, Kessler, Conway, Fromhold, Clements, Kagi, Linville, Jarrett, Hunter, Tom, Hinkle, Upthegrove, Kilmer, Wood and Santos

AN ACT Relating to establishing a process for reporting, reviewing, and collecting data on performance measures; amending RCW 43.88.090 and 43.88.030; adding a new section to chapter 43.88 RCW; and adding a new chapter to Title 44 RCW.

Referred to Committee on Appropriations.

HB 1835 by Representatives Alexander, Anderson, Clements, Crouse, Condotta, Schindler, Ahern, Ericksen, Newhouse, Kristiansen, Nixon, Roach, Hinkle, Bailey, Talcott, Cox, Holmquist, Woods, Strow, Dunn, Buri, Curtis, Shabro, Sump, Haler, Pearson and McCune

AN ACT Relating to strengthening the state expenditure limit; amending RCW 43.135.025 and 43.135.045; reenacting and amending RCW 43.135.035 and 43.135.045; providing an effective date; providing an expiration date; and declaring an emergency.

Referred to Committee on Appropriations.

HB 1836 by Representatives McDonald, Alexander, Clements, Crouse, Schindler, Condotta, Ahern, Ericksen, Newhouse, Kristiansen, Nixon, Bailey, Hinkle, Talcott, Cox, Holmquist, Woods, Strow, Walsh, Dunn, Curtis, Shabro, Buri, Sump, Haler, Campbell, Pearson and McCune

AN ACT Relating to a supermajority vote by the legislature to increase taxes; reenacting and amending RCW 43.135.035; and providing a contingent effective date.

Referred to Committee on Finance.

HB 1837 by Representatives Rodne, Lantz, McDonald, Moeller, Dickerson, Priest, Curtis, Morris, Woods, Shabro, Hasegawa, Kagi and Kenney

AN ACT Relating to child witnesses; and amending RCW 9A.44.150.

Referred to Committee on Judiciary.

HB 1838 by Representatives Linville, Grant and Hinkle; by request of Environmental Hearings Office

AN ACT Relating to increasing the threshold for short board appeals before the shorelines and pollution control hearings boards to fifteen thousand dollars; and amending RCW 90.58.185 and 43.21B.305.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1839 by Representatives Kenney, Kessler, Hankins, Linville, Cody, McDonald, Sommers, Santos, Darneille, Haigh, Schual-Berke, Talcott, Skinner, Clibborn, Morrell, Dickerson, Wallace, Chase, Lantz, Green, Upthegrove, Hasegawa, Kagi and Sells

AN ACT Relating to creating a women's history consortium; adding new sections to chapter 27.34 RCW; and creating new sections.

Referred to Committee on State Government Operations & Accountability.

HB 1840 by Representatives Kilmer, Lantz, Talcott, Appleton, Holmquist, Hunt, Green, Williams, Buck and Haler

AN ACT Relating to providing dedicated funding from the water quality account for lake restoration and management; and amending RCW 70.146.030.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1841 by Representatives Wood, Kenney, Conway, Strow, Sells, Simpson, Hasegawa and Santos

AN ACT Relating to electrical trainees; and amending RCW 19.28.161 and 19.28.271.

Referred to Committee on Commerce & Labor.

HB 1842 by Representatives Schual-Berke, Cody, Buck, Conway, DeBolt, Condotta, Hinkle, Simpson, Hasegawa and Santos

AN ACT Relating to insurance coverage of pharmacy services; adding new sections to chapter 48.43 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Health Care.

HB 1843 by Representatives Hunt, Darneille, Morrell, McCoy, Campbell, Simpson, Chase, Santos and Sells

AN ACT Relating to awarding service credit under the teachers' retirement system plan 1 for military service; and amending RCW 41.32.260.

Referred to Committee on Appropriations.

HB 1844 by Representatives Hunter, Crouse, Hudgins, Morris, Haler, Nixon, Kilmer, Linville, Morrell, Simpson and Chase

AN ACT Relating to renewable energy tax credits; adding a new section to chapter 82.16 RCW; and creating new sections.

Referred to Committee on Technology, Energy & Communications.

HB 1845 by Representatives Orcutt and McIntire; by request of Department of Revenue

AN ACT Relating to unclaimed property; amending RCW 63.29.020, 63.29.180, 63.29.190, 63.29.220, 63.29.280, 63.29.350, and 63.29.380; adding a new section to chapter 63.29 RCW; repealing RCW 63.29.033; prescribing penalties; and providing an effective date.

Referred to Committee on Finance.

HB 1846 by Representative McIntire; by request of Department of Revenue

AN ACT Relating to the clarification of property tax statutes; amending RCW 84.33.140, 84.34.108, 84.52.020, 84.52.054, 84.52.070, 84.55.010, 84.55.120, 84.56.440, 84.69.020, and 84.70.010; reenacting and amending RCW 84.52.010; creating a new section; and repealing RCW 84.55.012, 84.55.0121, and 84.55.092.

Referred to Committee on Finance.

HB 1847 by Representatives Haigh, McDermott, Jarrett, Miloscia, Nixon, Green, Wallace and Hunt

AN ACT Relating to the statute law committee; amending RCW 44.04.260, 1.08.011, 1.08.013, 1.08.015, 1.08.027, 1.08.038, 1.08.039, 1.08.0392, 1.08.060, and 1.08.110; adding new sections to chapter 1.08 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on State Government Operations & Accountability.

HB 1848 by Representatives Springer, Tom, Lantz, Priest, Hunter, Jarrett, Clibborn, Serben, Fromhold, Rodne, Williams, Flannigan, Kessler, O'Brien and Simpson

AN ACT Relating to managing construction defect disputes involving multiunit residential buildings; amending RCW 64.34.100; adding new sections to chapter 64.34 RCW; adding a new chapter to Title 64 RCW; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Judiciary.

HB 1849 by Representatives Lovick, Campbell, Simpson, DeBolt, Hinkle and O'Brien

AN ACT Relating to security guard training; amending RCW 18.170.010 and 18.170.100; adding a new section to chapter 18.170 RCW; and prescribing penalties.

Referred to Committee on Commerce & Labor.

HB 1850 by Representatives Schual-Berke and Cody

AN ACT Relating to retired volunteer medical workers; amending RCW 43.70.110 and 43.70.250; adding a new section to chapter 18.130 RCW; and adding a new section to chapter 4.24 RCW.

Referred to Committee on Health Care.

HB 1851 by Representative Condotta

AN ACT Relating to authorizing self-insurers to make claim decisions and actively participate in workers' compensation claims; amending RCW 51.04.020, 51.04.030, 51.04.030, 51.04.040, 51.04.085, 51.08.040, 51.08.173, 51.14.110, 51.14.120, 51.14.130, 51.16.120, 51.24.030, 51.24.050, 51.24.060, 51.24.070, 51.24.080, 51.24.090, 51.28.010, 51.28.010, 51.28.020, 51.28.020, 51.28.030, 51.28.030, 51.28.040, 51.28.055, 51.28.055, 51.28.060, 51.28.070, 51.32.010, 51.32.040, 51.32.055, 51.32.055, 51.32.060, 51.32.080, 51.32.095, 51.32.095, 51.32.110, 51.32.160, 51.32.195, 51.32.210, 51.32.240, 51.36.010, 51.36.010, 51.36.015, 51.36.020, 51.36.060, 51.36.060, 51.36.070, 51.48.017, 51.48.040, 51.48.040, 51.48.080, 51.52.050, 51.52.070, and 51.52.080; reenacting and amending RCW 51.52.060; adding a new section to chapter 51.14 RCW; creating a new section; repealing RCW 51.32.190; prescribing penalties; providing effective dates; and providing expiration dates.

Referred to Committee on Commerce & Labor.

HB 1852 by Representatives B. Sullivan, Buck, Williams, Jarrett, Wallace, Appleton, Rodne and Simpson

AN ACT Relating to a boater safety education program; amending RCW 79A.60.010; adding new sections to chapter 79A.60 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Natural Resources, Ecology & Parks.

HB 1853 by Representatives Kessler, Condotta, Grant, Clements, Crouse, Quall, Armstrong, Fromhold and Woods

AN ACT Relating to making cost-of-living adjustments to account for inflation in industrial insurance claims; amending RCW 51.32.050, 51.32.060, 51.32.072, 51.32.075, 51.32.080, 51.32.090, and 51.36.020; reenacting and amending RCW 51.32.090; adding a new section to chapter 51.08 RCW; providing effective dates; providing an expiration date; and declaring an emergency.

Referred to Committee on Commerce & Labor.

HB 1854 by Representatives Lantz, Priest, Haler, Walsh and Williams

AN ACT Relating to withholding of the driving privilege; amending RCW 46.20.265, 46.20.270, 46.20.285, 46.20.289, 46.20.291, 46.20.324, 46.20.334, 46.20.342, and 46.64.025; adding a new section to chapter 46.20 RCW; creating a new section; prescribing penalties; providing an effective date; and declaring an emergency.

Referred to Committee on Judiciary.

HB 1855 by Representatives Ericksen, Ahern, Buri, Serben, Kretz, McCune, Nixon, Campbell, Simpson and Dunn

AN ACT Relating to property tax exemptions for churches and other religious organizations; amending RCW 84.36.020 and 84.36.030; and creating a new section.

Referred to Committee on Finance.

HB 1856 by Representatives Conway, Condotta, Wood, McCoy, Kessler, Campbell and Chase

AN ACT Relating to industrial insurance fund audits; amending RCW 43.09.310; and adding a new section to chapter 51.44 RCW.

Referred to Committee on Commerce & Labor.

HB 1857 by Representatives Conway, Hudgins, Wood, McCoy, Chase, Hasegawa and Santos

AN ACT Relating to the state's ability to participate in international trade agreements; adding a new section to chapter 44.04 RCW; adding a new section to chapter 43.06 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Economic Development, Agriculture & Trade.

HB 1858 by Representatives Lantz, Flannigan, Morrell, Cody, Kirby, Springer, Williams, Miloscia, Schual-Berke, Upthegrove, Linville, O'Brien and Wood

AN ACT Relating to the time period for bringing an action for personal injury or death resulting from health care; and amending RCW 4.16.350 and 4.16.190.

Referred to Committee on Judiciary.

HB 1859 by Representatives Lantz, Cody, Schual-Berke, Morrell, Kirby, Springer, Miloscia, Kilmer, Upthegrove, Linville, Chase, Wood and Kagi

AN ACT Relating to compensation for birth-related injuries; adding a new section to chapter 18.130 RCW; adding a new section to chapter 70.41 RCW; adding a new section to chapter 18.46 RCW; adding a new section to chapter 51.52 RCW; adding a new section to chapter 7.70 RCW; adding a new chapter to Title 7 RCW; and creating a new section.

Referred to Committee on Judiciary.

HB 1860 by Representatives Lantz, Flannigan, Cody, Kirby, Morrell, Springer, Williams, Miloscia, Upthegrove, Linville, O'Brien, Wood and Kagi

AN ACT Relating to expert witnesses in actions under chapter 7.70 RCW; and adding new sections to chapter 7.70 RCW.

Referred to Committee on Judiciary.

HB 1861 by Representatives Lantz, Flannigan, Morrell, Springer, Cody, Kirby, Williams, Miloscia, Schual-Berke, Upthegrove, Linville, O'Brien, Campbell, Wood and Kagi

AN ACT Relating to encouraging early resolution of health care claims under chapter 7.70 RCW; amending RCW 7.70.100; and adding a new section to chapter 7.70 RCW.

Referred to Committee on Judiciary.

HB 1862 by Representatives Lantz, Flannigan, Morrell, Springer, Kirby, Cody, Williams, Miloscia, Upthegrove, Linville, O'Brien, Campbell and Kagi

AN ACT Relating to parties liable for damages in actions under chapter 7.70 RCW; and amending RCW 4.22.070, 70.105.112, and 7.70.080.

Referred to Committee on Judiciary.

HB 1863 by Representatives Conway, Kenney, Campbell, Chase, Wood and Hasegawa

AN ACT Relating to agricultural worker safety and health in the use of highly toxic pesticides; adding a new chapter to Title 49 RCW; and providing an expiration date.

Referred to Committee on Commerce & Labor.

HB 1864 by Representatives Kilmer, Woods, Lantz, Appleton, Green and Hasegawa

AN ACT Relating to citizen advisory committees for toll charge oversight; amending RCW 47.46.090; and adding a new section to chapter 47.46 RCW.

Referred to Committee on Transportation.

HB 1865 by Representatives Kilmer, Woods, Lantz, Appleton, Talcott, Green and Williams

AN ACT Relating to sales and use taxes related to the state route 16 corridor improvements project; amending RCW 47.46.060; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and declaring an emergency.

Referred to Committee on Transportation.

HB 1866 by Representatives Williams, Buck, Upthegrove, Blake, Eickmeyer, Nixon and Simpson

AN ACT Relating to providing the department of ecology with lien authority to facilitate the recovery of remedial action costs; amending RCW 70.105D.060; and adding a new section to chapter 70.105D RCW.

Referred to Committee on Natural Resources, Ecology & Parks.

HJM 4013 by Representatives Miloscia, Springer, Sells, Pettigrew, Upthegrove, Simpson, Chase, Hasegawa, Kagi and Santos

Petitioning for efforts to assist the state's homeless.

Referred to Committee on Housing.

HJR 4209 by Representatives McDonald, Alexander, Clements, Crouse, Condotta, Schindler, Ahern, Ericksen, Newhouse, Kristiansen, Nixon, Hinkle, Bailey, Talcott, Cox, Holmquist, Woods, Strow, Walsh, Dunn, Curtis, Shabro, Buri, Sump, Haler, Campbell, Pearson and McCune

Amending the Constitution to require at least sixty percent legislative approval to increase taxes.

Referred to Committee on Finance.

HJR 4210 by Representatives Anderson, Alexander, Clements, Crouse, Condotta, Schindler, Ahern, Ericksen, Newhouse, Kristiansen, Nixon, Bailey, Hinkle, Talcott, Roach, Cox, Holmquist, Woods, Walsh, Dunn, Buri, Shabro, Curtis, Strow, Sump, Haler, Campbell, Pearson and McCune

Creating a required reserve fund.

Referred to Committee on Appropriations.

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

REPORTS OF STANDING COMMITTEES

February 7, 2005

HB 1002 Prime Sponsor, Representative Fromhold: Restricting the use of compression brakes. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Murray, Chairman; Wallace, Vice Chairman; Woods, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Appleton; Buck; Campbell; Curtis; Dickerson; Ericksen; Flannigan; Hankins; Hudgins; Jarrett; Kilmer; Lovick; Morris; Nixon; Schindler; Sells; Shabro; Simpson; B. Sullivan; Takko; Upthegrove and Wood.

Passed to Committee on Rules for second reading.

February 4, 2005

HB 1085 Prime Sponsor, Representative Linville: Regulating the processing of milk and milk products. Reported by Committee on Economic Development, Agriculture & Trade

MAJORITY recommendation: Do pass. Signed by Representatives Linville, Chairman; Pettigrew, Vice Chairman; Kristiansen, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Blake; Buri; Chase; Clibborn; Dunn; Grant; Haler; Kenney; Kilmer; McCoy; Morrell; Newhouse; Quall; Strow; P. Sullivan and Wallace.

MINORITY recommendation: Do not pass. Signed by Representatives Condotta; Holmquist and Kretz.

Passed to Committee on Rules for second reading.

February 7, 2005

HB 1096 Prime Sponsor, Representative Santos: Requiring a tax expenditure report as part of the biennial budget documents. Reported by Committee on Finance

MAJORITY recommendation: Do pass. Signed by Representatives McIntire, Chairman; Hunter, Vice Chairman; Orcutt, Ranking Minority Member; Roach, Assistant Ranking Minority Member; Ahern; Conway; Hasegawa and Santos.

MINORITY recommendation: Do not pass. Signed by Representatives Orcutt, Ranking Minority Member; Roach, Assistant Ranking Minority Member; Ahern and Ericksen.

Passed to Committee on Rules for second reading.

February 7, 2005

HB 1124 Prime Sponsor, Representative Eickmeyer: Authorizing the use of signs, banners, or decorations over highways under limited circumstances. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Murray, Chairman; Wallace, Vice Chairman; Woods, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Appleton; Buck; Campbell; Curtis; Dickerson; Ericksen; Flannigan; Hankins; Hudgins; Jarrett; Kilmer; Lovick; Morris; Nixon; Schindler; Sells; Shabro; Simpson; B. Sullivan; Takko; Upthegrove and Wood.

Passed to Committee on Rules for second reading.

February 7, 2005

HB 1180 Prime Sponsor, Representative Kilmer: Harmonizing vehicle size limits with federal rules. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Murray, Chairman; Wallace, Vice Chairman; Woods, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Appleton; Buck; Campbell; Curtis; Dickerson; Ericksen; Flannigan; Hankins; Hudgins; Jarrett; Kilmer; Lovick; Morris; Nixon; Schindler; Sells; Shabro; Simpson; B. Sullivan; Takko; Upthegrove and Wood.

Passed to Committee on Rules for second reading.

February 7, 2005

HB 1237 Prime Sponsor, Representative Newhouse: Describing specialized commercial vehicles used for patient transportation. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Murray, Chairman; Wallace, Vice Chairman; Woods, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Appleton;

Buck; Campbell; Curtis; Dickerson; Ericksen; Flannigan; Hankins; Hudgins; Jarrett; Kilmer; Lovick; Morris; Rodne; Schindler; Sells; Shabro; Simpson; B. Sullivan; Takko; Upthegrove and Wood.

Passed to Committee on Rules for second reading.

February 7, 2005

HB 1259 Prime Sponsor, Representative Wallace: Making technical corrections to chapter 46.87 RCW.
Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Murray, Chairman; Wallace, Vice Chairman; Woods, Ranking Minority Member; Skinner, Assistant Ranking Minority Member; Appleton; Buck; Campbell; Curtis; Dickerson; Ericksen; Flannigan; Hankins; Hudgins; Jarrett; Kilmer; Lovick; Morris; Nixon; Schindler; Sells; Shabro; Simpson; B. Sullivan; Takko; Upthegrove and Wood.

Passed to Committee on Rules for second reading.

There being no objection, the bills, memorials and resolutions listed on the day's committee reports sheet under the fifth order of business were referred to the committees so designated.

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

There being no objection, the House adjourned until 10:00 a.m., February 9, 2005, the 31st Day of the Regular Session.

FRANK CHOPP, Speaker

RICHARD NAFZIGER, Chief Clerk

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1096 Committee Report 8

1124 Committee Report 8

1180 Committee Report 8

1237 Committee Report 8

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