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SIXTIETH LEGISLATURE - REGULAR SESSION

THIRTY SECOND DAY

House Chamber, Olympia, Thursday, February 14, 2008

The House was called to order at 10:00 a.m. by the Speaker (Representative Moeller 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 Molly Spiller and Jessica Lard. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. Prayer was offered by Chaplain Bill Terhune, South Bay Fire Department, Olympia.

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

INTRODUCTION & FIRST READING

HB 3368 by Representatives Dunn, Ahern, McCune, Walsh, Roach, Schindler and Warnick

AN ACT Relating to mandatory reporting of impaired drivers by health care professionals; amending RCW 70.02.050; and adding new sections to chapter 70.02 RCW.

Referred to Committee on Judiciary.

HB 3369 by Representatives Dunn, Ahern, McCune, Roach, Schindler and Warnick

AN ACT Relating to protecting the liberties of religious objectors; amending RCW 28B.52.045, 41.56.122, 41.59.100, 41.76.045, 41.80.100, 47.64.160, and 49.66.010; and reenacting and amending RCW 41.06.150.

Referred to Committee on Commerce & Labor.

ESB 5425 by Senators Kohl-Welles, Hargrove, Stevens and Regala

AN ACT Relating to adding additional appropriate locations for the transfer of newborn children; amending RCW 13.34.360; and creating a new section.

Referred to Committee on Early Learning & Children's Services.

ESB 5751 by Senators Kohl-Welles, Hewitt and Rockefeller

AN ACT Relating to wine and beer tasting; creating a new section; and providing an expiration date.

Referred to Committee on Commerce & Labor.

SB 5868 by Senators Kline, Jacobsen, Shin, Weinstein and Murray

AN ACT Relating to defining civil disorder; amending RCW 9A.48.120; and prescribing penalties.

Referred to Committee on Public Safety & Emergency Preparedness.

SB 6250 by Senators Haugen and Kline

AN ACT Relating to the confidentiality of personal information collected and maintained in connection with applications for drivers' licenses and identicards; and amending RCW 42.56.230 and 42.56.330.

Referred to Committee on State Government & Tribal Affairs.

SSB 6260 by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Kilmer, Swecker, Jacobsen, Morton, Schoesler, Sheldon, Murray and Rasmussen)

AN ACT Relating to enhancing the department of fish and wildlife's ability to facilitate outdoor recreation opportunities for a terminally ill person; amending RCW 77.15.650 and 77.32.250; adding a new section to chapter 77.32 RCW; and creating a new section.

Referred to Committee on Agriculture & Natural Resources.

SSB 6273 by Senate Committee on Transportation (originally sponsored by Senators Haugen and Rasmussen)

AN ACT Relating to the nondivisible gross weight limit of farm implements on public highways; and amending RCW 46.44.140.

Referred to Committee on Transportation.

SB 6283 by Senators Rasmussen and King

AN ACT Relating to membership on the apple commission; amending RCW 15.24.035 and 15.24.040; and adding a new section to chapter 15.24 RCW.

Referred to Committee on Agriculture & Natural Resources.

SB 6284 by Senators Schoesler and Rasmussen

AN ACT Relating to the dairy products commission; amending RCW 15.44.020, 15.44.021, 15.44.030, and 15.44.032; and adding a new section to chapter 15.44 RCW.

Referred to Committee on Agriculture & Natural Resources.

ESB 6357 by Senators Kohl-Welles, Keiser, Regala, Kline, Murray, Fairley, McDermott, Hargrove, McCaslin, Tom, Marr and Rasmussen

AN ACT Relating to service of process in domestic violence cases; amending RCW 26.50.050 and 26.50.130; and creating a new section.

Referred to Committee on Judiciary.

SB 6465 by Senators Roach, Benton, Rasmussen, Hargrove, King, Hobbs, Hatfield, Delvin, McCaslin, Kilmer, Rockefeller and Carrell

AN ACT Relating to temporary fishing license fees; and amending RCW 77.32.470.

Referred to Committee on Agriculture & Natural Resources.

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

POINT OF PERSONAL PRIVILEGE

Representative Ericks wished members and their families, and staff a Happy Valentine's Day with a special wish to his wife.

POINT OF PERSONAL PRIVILEGE

Representative Bailey echoed the gentleman from the 1st District's sentiment on Valentine's Day.

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

SECOND READING SUSPENSION

HOUSE BILL NO. 1534, By Representatives Hunt, Williams, Armstrong and Moeller; by request of Secretary of State

Modifying provisions affecting candidates for elective office.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 1534 was read the second time.

The bill was placed on final passage.

Representatives Hunt and Chandler spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1534.

MOTIONS

On motion of Representative Santos, Representatives Flannigan, Fromhold, Lias, Linville and Schual-Berke were excused. On motion of Representative Schindler, Representatives Hailey and McDonald were excused.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1534 and the bill passed the House by the following vote: Yeas - 91, Nays - 0, Absent - 0, Excused - 7.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Loomis, McCoy, McCune, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege,

Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 91.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, Linville, McDonald and Schual-Berke - 7.

SUBSTITUTE HOUSE BILL NO. 1534, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2780, By Representatives Haigh, Kristiansen, Armstrong, Hunt, Conway, Liias, Takko, Ormsby, Haler and Kenney

Regarding alternative public works contracting procedures.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Haigh and Kristiansen spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2780.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2780 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Erickson, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

HOUSE BILL NO. 2780, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2788, By Representatives Van De Wege, Blake, Orcutt, Kretz, Nelson, Grant, Williams, Eickmeyer, Linville and McCoy

Organizing definitions in Title 77 RCW.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2788 was read the second time.

The bill was placed on final passage.

Representatives Van De Wege and Kretz spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2788.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2788 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Erickson, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

SUBSTITUTE HOUSE BILL NO. 2788, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2859, By Representatives Williams, Hinkle, Moeller and Green

Establishing new requirements for licensing massage therapists.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2859 was read the second time.

The bill was placed on final passage.

Representatives Williams and Hinkle spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2859.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2859 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

SUBSTITUTE HOUSE BILL NO. 2859, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2885, By Representatives Williams, Conway, Newhouse, Sells, Chandler, Condotta and Moeller

Modifying industrial insurance coverage for geoduck harvesters.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 2885 was read the second time.

The bill was placed on final passage.

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

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2885.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2885 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

SUBSTITUTE HOUSE BILL NO. 2885, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3088, By Representatives Cody, Hinkle and Schual-Berke

Limiting the scope of chapter 18.260 RCW over certain dental assistant and education and training programs.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Cody and Hinkle spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 3088.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 3088 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

HOUSE BILL NO. 3088, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3143, By Representative Liias

Increasing the authority membership of single county public transportation benefit areas.

The bill was read the second time.

There being no objection, the committee recommendation was adopted.

The bill was placed on final passage.

Representatives Clibborn and Ericksen spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 3143.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 3143 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne,

Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

HOUSE BILL NO. 3143, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3255, By Representatives Wood, Conway and Ormsby; by request of Department of Labor & Industries

Regarding workers' compensation coverage for work performed outside Washington.

The bill was read the second time.

There being no objection, the committee recommendation was adopted and SUBSTITUTE HOUSE BILL NO. 3255 was read the second time.

The bill was placed on final passage.

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

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 3255.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 3255 and the bill passed the House by the following vote: Yeas - 93, Nays - 0, Absent - 0, Excused - 5.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Excused: Representatives Flannigan, Fromhold, Hailey, Liias, and Schual-Berke - 5.

SUBSTITUTE HOUSE BILL NO. 3255, having received the necessary constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 4031, By Representatives Santos, Pettigrew and Kenney

Requesting that Congress, and the President demand Ethiopia fulfill its human rights obligations.

The joint memorial was read the second time.

There being no objection, the committee recommendation was adopted.

The joint memorial was placed on final passage.

Representative Santos spoke in favor of passage of the joint memorial.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Joint Memorial No. 4031.

ROLL CALL

The Clerk called the roll on the final passage of House Joint Memorial No. 4031 and the joint memorial passed the House by the following vote: Yeas - 93, Nays - 1, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Voting nay: Representative Anderson - 1.

Excused: Representatives Flannigan, Fromhold, Hailey and Schual-Berke - 4.

HOUSE JOINT MEMORIAL NO. 4031, having received the necessary constitutional majority, was declared passed.

SECOND READING

HOUSE BILL NO. 2758, By Representatives Morris, Morrell and Hudgins

Adding products to the energy efficiency code.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2758 was substituted for House Bill No. 2758 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2758 was read the second time.

With the consent of the House, amendment (1091) was withdrawn.

Representative Crouse moved the adoption of amendment (1097):

On page 1, line 18, after "diverters;" insert "and"

On page 1, line 19 after "cabinets" strike "; and (n) consumer audio and video equipment"

On page 6, beginning on line 34, strike all of subsection (14)

On page 8, beginning on line 36, strike all of subsections (6) through (11)

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

Representative McCoy spoke against the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of amendment (1097) to Substitute House Bill No. 2758.

ROLL CALL

The Clerk called the roll on the adoption of amendment (1097) to Substitute House Bill No. 2758 and the amendment was not adopted by the following vote: Yeas - 32, Nays - 63, Absent - 0, Excused - 3.

Voting yea: Representatives Ahern, Alexander, Anderson, Armstrong, Bailey, Blake, Chandler, Condotta, Crouse, DeBolt, Dunn, Ericksen, Haler, Hankins, Herrera, Hinkle, Kretz, Kristiansen, McCune, Newhouse, Orcutt, Pearson, Priest, Roach, Rodne, Ross, Schindler, Schmick, Skinner, Sump, Walsh and Warnick - 32.

Voting nay: Representatives Appleton, Barlow, Campbell, Chase, Clibborn, Cody, Conway, Darneille, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Fromhold, Goodman, Grant, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Lantz, Liias, Linville, Loomis, McCoy, McDonald, McIntire,

Miloscia, Moeller, Morrell, Morris, Nelson, O'Brien, Ormsby, Pedersen, Pettigrew, Quall, Roberts, Rolfes, Santos, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Takko, Upthegrove, Van De Wege, Wallace, Williams, Wood and Mr. Speaker - 63.

Excused: Representatives Flannigan, Hailey and Schual-Berke - 3.

Representative Morris moved the adoption of amendment (1098):

On page 1, line 18, after "diverters:" insert "and"

On page 1, line 19, after "cabinets" strike "; and (n) consumer audio and video equipment"

On page 6, beginning on line 34, strike all of subsection (14)

On page 8, beginning on line 36, strike all of subsections (6) through (11)

On page 9, after line 24, insert the following:

"NEW SECTION. Sec. 4. A new section is added to chapter 19.260 RCW to read as follows:

By July 1, 2009, the energy policy division of the department of community, trade and economic development shall adopt by rule minimum energy efficiency standards for new consumer audio and video equipment that are consistent with standards adopted by states on the west coast with similar minimum energy efficiency standards."

Correct the title.

Representatives Morris and Crouse spoke in favor of the adoption of the amendment.

An electronic roll call was requested.

The Speaker (Representative Moeller presiding) stated the question before the House to be the adoption of amendment (1098) to Substitute House Bill No. 2758.

ROLL CALL

The Clerk called the roll on the adoption of amendment (1098) to Substitute House Bill No. 2758, and the amendment was adopted by the following vote: Yeas - 92, Nays - 3, Absent - 0, Excused - 3.

Voting yea: Representatives Ahern, Alexander, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst,

Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 92.

Voting nay: Representatives Anderson, Chandler and Dunn - 3.

Excused: Representatives Flannigan, Hailey and Schual-Berke - 3.

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 Morris, Crouse, Jarrett and Eddy spoke in favor of passage of the bill.

Representatives Armstrong, Orcutt, Dunn and Hinkle spoke against 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. 2758.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2758 and the bill passed the House by the following vote: Yeas - 76, Nays - 19, Absent - 0, Excused - 3.

Voting yea: Representatives Alexander, Appleton, Bailey, Barlow, Blake, Campbell, Chase, Clibborn, Cody, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Hankins, Hasegawa, Herrera, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, O'Brien, Ormsby, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rolfes, Santos, Schindler, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Takko, Upthegrove, Van De Wege, Wallace, Williams, Wood and Mr. Speaker - 76.

Voting nay: Representatives Ahern, Anderson, Armstrong, Chandler, Condotta, Dunn, Haler, Hinkle, Kretz, Kristiansen, Newhouse, Orcutt, Pearson, Rodne, Ross, Schmick, Sump, Walsh and Warnick - 19.

Excused: Representatives Flannigan, Hailey and Schual-Berke - 3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2758, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2718, By Representatives Appleton, Rolfes, Lantz, Cody, Eddy, Kenney, Quall, McIntire, Haigh, Seaquist, Eickmeyer, Linville, Ericks, Roberts, Van De Wege, Morris, Dickerson, Kessler, Bailey, Smith, Sells, Nelson and Hasegawa

Addressing the desirability of reasonable fares for frequent ferry users.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2718 was substituted for House Bill No. 2718 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2718 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 Appleton, Ericksen and Rolfes spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2718.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2718 and the bill passed the House by the following vote: Yeas - 95, Nays - 0, Absent - 0, Excused - 3.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Skinner, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 95.

Excused: Representatives Flannigan, Hailey and Schual-Berke - 3.

SUBSTITUTE HOUSE BILL NO. 2718, having received the necessary constitutional majority, was declared passed.

MESSAGES FROM THE SENATE

February 13, 2008

Mr. Speaker:

The Senate has passed:
ENGROSSED SUBSTITUTE SENATE BILL NO. 5714,
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 6673,
and the same are herewith transmitted.

Brad Hendrickson, Deputy Secretary

February 14, 2008

Mr. Speaker:

The Senate has passed:
SUBSTITUTE SENATE BILL NO. 5691,
SENATE BILL NO. 6196,
SENATE BILL NO. 6289,
SUBSTITUTE SENATE BILL NO. 6306,
SUBSTITUTE SENATE BILL NO. 6456,
SUBSTITUTE SENATE BILL NO. 6457,
SENATE BILL NO. 6685,
SENATE BILL NO. 6941,
and the same are herewith transmitted.

Brad Hendrickson, Deputy Secretary

SECOND READING

HOUSE BILL NO. 2210, By Representatives Skinner, Campbell, Haler, Ahern, Warnick, Hailey, Bailey, Dunn and Pearson

Increasing state contracts with veteran-owned businesses.

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 Chandler, Campbell and Hunt spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2210.

MOTION

On motion of Representative Schindler, Representative Skinner was excused.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2210 and the bill passed the House by the following vote: Yeas - 95, Nays - 0, Absent - 0, Excused - 3.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Flannigan, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 95.

Excused: Representatives Hailey, Schual-Berke and Skinner - 3.

HOUSE BILL NO. 2210, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2560, By Representatives Van De Wege, Kessler, Cody, Morrell, Rolfes, Chase, Barlow, Green and Loomis

Defining small employers for purposes of health insurance coverage.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2560 was substituted for House Bill No. 2560 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2560 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 Van De Wege and Condotta spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2560.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2560 and the bill passed the House by the following vote: Yeas - 95, Nays - 0, Absent - 0, Excused - 3.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Flannigan, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 95.

Excused: Representatives Hailey, Schual-Berke and Skinner - 3.

SUBSTITUTE HOUSE BILL NO. 2560, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2676, By Representatives Morris, Quall, Linville and Pearson

Exempting dairy farms subject to the national pollutant discharge elimination system from shellfish protection district charges.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2676 was substituted for House Bill No. 2676 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2676 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 and Kretz spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2676.

MOTION

On motion of Representative Springer, Representative Flannigan was excused.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2676 and the bill passed the House by the following vote: Yeas - 93, Nays - 1, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Voting nay: Representative McCoy - 1.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2676, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2537, By Representatives Cody, Hasegawa, Kenney, Morrell, Green and Loomis

Modifications to the health insurance partnership act.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2537 was substituted for House Bill No. 2537, and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2537 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 Cody spoke in favor of passage of the bill.

There being no objection, the House deferred action on SECOND SUBSTITUTE HOUSE BILL NO. 2537 and the bill held its place on the Second Reading calendar.

HOUSE BILL NO. 2899, By Representatives Darneille, Santos, Roberts, Williams, Green, Kagi, Simpson and Kenney

Promoting and providing resources for adult literacy education.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2899 was substituted for House Bill No. 2899 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2899 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 Darneille spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2899.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2899 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2899, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2925, By Representatives Kenney, Pettigrew, Bailey, McDonald, Darneille, Upthegrove, Hasegawa, Loomis, Kelley, Hankins, Rolfes, Morrell, Schual-Berke and Santos

Establishing a plan for improving the effectiveness of the office of minority and women's business enterprises.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2925 was substituted for House Bill No. 2925 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2925 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 Kenney, Bailey and Pettigrew spoke in favor of passage of the bill.

Representative Schindler 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 House Bill No. 2925.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2925 and the bill passed the House by the following vote: Yeas - 91, Nays - 3, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 91.

Voting nay: Representatives Kretz, Schindler and Sump - 3.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2925, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3115, By Representatives Kenney, Skinner, Green, Wallace, Haler, Chase, Rodne, Conway, Morrell, Linville, Van De Wege, Loomis, Kelley, Rolfes, Liias, Ormsby and Darneille

Concerning small business incubators.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 3115 was substituted for House Bill No. 3115, and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 3115 was read the second time.

With the consent of the House, amendment (1106) was withdrawn.

Representative Alexander moved the adoption of amendment (1089):

On page 2, line 12, after "have" strike "fewer than five" and insert "ten or fewer"

Representatives Alexander and Kenney spoke in favor of the adoption of the amendment.

The amendment was adopted. 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 Kenney, Bailey and Linville spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 3115.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 3115 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan,

Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 3115, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3120, By Representatives Rolfes, Morrell, Liias and Williams

Providing a sales and use tax exemption for environmentally certified residential and commercial construction.

The bill was read the second time.

There being no objection, Substitute House Bill No. 3120 was substituted for House Bill No. 3120 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 3120 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 Rolfes and Orcutt spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 3120.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 3120 and the bill passed the House by the following vote: Yeas - 93, Nays - 1, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Voting nay: Representative Chandler - 1.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 3120, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3121, By Representatives Conway, Green, Hunt, Kenney, Roberts, Haler, Morrell, Hankins, Ericks, Appleton, Eddy, Wood, Sells, Chase, Ormsby, Hasegawa, Williams, Moeller, Campbell, Simpson, Rolfes, McIntire and Darneille

Implementing the recommendations of the joint legislative task force on the underground economy in the construction industry.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 3121 was substituted for House Bill No. 3121, and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 3121 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 Conway and Condotta spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Second Substitute House Bill No. 3121.

ROLL CALL

The Clerk called the roll on the final passage of Second Substitute House Bill No. 3121 and the bill passed the House by the following vote: Yeas - 92, Nays - 2, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells,

Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 92.

Voting nay: Representatives Anderson and Dunn - 2.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SECOND SUBSTITUTE HOUSE BILL NO. 3121, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3122, By Representatives Conway, Green, Hunt, Kenney, Roberts, Haler, Morrell, Ericks, Hankins, Eddy, Wood, Sells, Chase, Ormsby, Hasegawa, Appleton, Williams, Moeller, Simpson, Sullivan and McIntire

Consolidating, aligning, and clarifying exception tests for determination of independent contractor status under unemployment compensation and workers' compensation laws.

The bill was read the second time.

There being no objection, Substitute House Bill No. 3122 was substituted for House Bill No. 3122 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 3122 was read the second time.

Representative Conway moved the adoption of amendment (1049):

Strike everything after the enacting clause and insert the following:

"Sec. 1. RCW 50.04.145 and 1983 1st ex.s. c 23 s 25 are each amended to read as follows:

The term "employment" shall not include services which require registration under chapter 18.27 RCW or licensing under chapter 19.28 RCW rendered by ~~((any person, firm, or corporation currently engaging in a business which is registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW))~~ an individual when:

(1) ~~((Contracting to perform work for any contractor registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW))~~ The individual has been and will continue to be free from control or direction over the performance of the service, both under the contract of service and in fact;

(2) ~~((The person, firm, or corporation has a principal place of business which would be eligible for a business deduction for internal revenue service tax purposes other than that furnished by the contractor for which the business has contracted to furnish services))~~ The service is either outside the usual course of business for which the service is performed, or the service is performed outside of all the places of business of the enterprise for which the service is performed, or the individual is responsible, both under the contract

and in fact, for the costs of the principal place of business from which the service is performed;

~~(3) ((The person, firm, or corporation maintains))~~ The individual is customarily engaged in an independently established trade, occupation, profession, or business, of the same nature as that involved in the contract of service, or the individual has a principal place of business for the business the individual is conducting that is eligible for a business deduction for federal income tax purposes, other than that furnished by the employer for which the business has contracted to furnish services;

~~(4) On the effective date of the contract of service, the individual is responsible for filing at the next applicable filing period, both under the contract of service and in fact, a schedule of expenses with the internal revenue service for the type of business the individual is conducting;~~

~~(5) On the effective date of the contract of service, or within a reasonable period after the effective date of the contract, the individual has an active and valid certificate of registration with the department of revenue, and an active and valid account with any other state agencies as required by the particular case, for the business the individual is conducting for the payment of all state taxes normally paid by employers and businesses and has registered for and received a unified business identifier number from the state of Washington;~~

~~(6) On the effective date of the contract of service, the individual is maintaining a separate set of books or records that reflect all items of income and expenses of the business that the individual is conducting; and~~

~~((4) The work which the person, firm, or corporation has contracted to perform is:~~

~~(a) The work of a contractor as defined in RCW 18.27.010; or~~

~~(b) The work of installing wires or equipment to convey electric current or installing apparatus to be operated by such current as it pertains to the electrical industry as described in chapter 19.28 RCW; and~~

~~(5) A contractor registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW does not supervise or control the means by which the result is accomplished or the manner in which the work is performed))~~

~~(7) On the effective date of the contract of service, the individual has a valid contractor registration pursuant to chapter 18.27 RCW or an electrical contractor license pursuant to chapter 19.28 RCW.~~

Sec. 2. RCW 51.08.070 and 1991 c 246 s 2 are each amended to read as follows:

"Employer" means any person, body of persons, corporate or otherwise and, the legal representatives of a deceased employer, all while engaged in this state in any work covered by the provisions of this title, by way of trade or business, or who contracts with one or more workers, the essence of which is the personal labor of such worker or workers. Or as ~~((a separate alternative;))~~ an exception to the definition of employer, persons or entities are not employers when they contract or agree to remunerate the services performed by an individual who meets the tests set forth in subsections (1) through (6) of RCW 51.08.195 or the separate tests set forth in section 5 of this act for work performed that requires registration under chapter 18.27 RCW or licensing under chapter 19.28 RCW.

~~((For the purposes of this title, a contractor registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW is not an employer when:~~

~~—(1) Contracting with any other person, firm, or corporation currently engaging in a business which is registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW;~~

~~—(2) The person, firm, or corporation has a principal place of business which would be eligible for a business deduction for internal revenue service tax purposes other than that furnished by the contractor for which the business has contracted to furnish services;~~

~~—(3) The person, firm, or corporation maintains a separate set of books or records that reflect all items of income and expenses of the business; and~~

~~—(4) The work which the person, firm, or corporation has contracted to perform is:~~

~~—(a) The work of a contractor as defined in RCW 18.27.010; or~~

~~—(b) The work of installing wires or equipment to convey electric current or installing apparatus to be operated by such current as it pertains to the electrical industry as described in chapter 19.28 RCW;))~~

Sec. 3. RCW 51.08.180 and 1991 c 246 s 3 are each amended to read as follows:

~~((+))~~ "Worker" means every person in this state who is engaged in the employment of an employer under this title, whether by way of manual labor or otherwise in the course of his or her employment; also every person in this state who is engaged in the employment of or who is working under an independent contract, the essence of which is his or her personal labor for an employer under this title, whether by way of manual labor or otherwise, in the course of his or her employment, or as ~~((a separate alternative;))~~ an exception to the definition of worker, a person is not a worker if he or she meets the tests set forth in subsections (1) through (6) of RCW 51.08.195 or the separate tests set forth in section 5 of this act for work performed that requires registration under chapter 18.27 RCW or licensing under chapter 19.28 RCW: PROVIDED, That a person is not a worker for the purpose of this title, with respect to his or her activities attendant to operating a truck which he or she owns, and which is leased to a common or contract carrier.

~~((2) For the purposes of this title, any person, firm, or corporation currently engaging in a business which is registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW is not a worker when:~~

~~—(a) Contracting to perform work for any contractor registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW;~~

~~—(b) The person, firm, or corporation has a principal place of business which would be eligible for a business deduction for internal revenue service tax purposes other than that furnished by the contractor for which the business has contracted to furnish services;~~

~~—(c) The person, firm, or corporation maintains a separate set of books or records that reflect all items of income and expenses of the business; and~~

~~—(d) The work which the person, firm, or corporation has contracted to perform is:~~

~~—(i) The work of a contractor as defined in RCW 18.27.010; or~~

~~—(ii) The work of installing wires or equipment to convey electric current or installing apparatus to be operated by such current as it pertains to the electrical industry as described in chapter 19.28 RCW.~~

~~—(3) Any person, firm, or corporation registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW including those performing work for any contractor registered under chapter 18.27 RCW or licensed under chapter 19.28 RCW is a worker when the contractor supervises or controls the means by which the result is accomplished or the manner in which the work is performed.~~

~~—(4) For the purposes of this title, any person participating as a driver or back-up driver in commuter ride sharing, as defined in RCW 46.74.010(1), is not a worker while driving a ride-sharing vehicle on behalf of the owner or lessee of the vehicle;))~~

Sec. 4. RCW 51.08.195 and 1991 c 246 s 1 are each amended to read as follows:

As ~~((a separate alternative))~~ an exception to the definition of "employer" under RCW 51.08.070, and the definition of "worker" under RCW 51.08.180, services performed by an individual for remuneration shall not constitute employment subject to this title if it is shown that:

(1) The individual has been and will continue to be free from control or direction over the performance of the service, both under the contract of service and in fact; and

(2) The service is either outside the usual course of business for which the service is performed, or the service is performed outside all of the places of business of the enterprise for which the service is performed, or the individual is responsible, both under the contract and in fact, for the costs of the principal place of business from which the service is performed; and

(3) The individual is customarily engaged in an independently established trade, occupation, profession, or business, of the same nature as that involved in the contract of service, or the individual has a principal place of business for the business the individual is conducting that is eligible for a business deduction for federal income tax purposes; and

(4) On the effective date of the contract of service, the individual is responsible for filing at the next applicable filing period, both under the contract of service and in fact, a schedule of expenses with the internal revenue service for the type of business the individual is conducting; and

(5) On the effective date of the contract of service, or within a reasonable period after the effective date of the contract, the individual has established an account with the department of revenue, and other state agencies as required by the particular case, for the business the individual is conducting for the payment of all state taxes normally paid by employers and businesses and has registered for and received a unified business identifier number from the state of Washington; and

(6) On the effective date of the contract of service, the individual is maintaining a separate set of books or records that reflect all items of income and expenses of the business which the individual is conducting.

NEW SECTION. Sec. 5. A new section is added to chapter 51.08 RCW to read as follows:

For the purposes of this title, any individual performing services that require registration under chapter 18.27 RCW or licensing under chapter 19.28 RCW for remuneration under an independent contract is not a worker when:

(1) The individual has been, and will continue to be, free from control or direction over the performance of the service, both under the contract of service and in fact;

(2) The service is either outside the usual course of business for which the service is performed, or the service is performed outside all of the places of business of the enterprise for which the service is performed, or the individual is responsible, both under the contract and in fact, for the costs of the principal place of business from which the service is performed;

(3) The individual is customarily engaged in an independently established trade, occupation, profession, or business, of the same

nature as that involved in the contract of service, or the individual has a principal place of business for the business the individual is conducting that is eligible for a business deduction for federal income tax purposes other than that furnished by the employer for which the business has contracted to furnish services;

(4) On the effective date of the contract of service, the individual is responsible for filing at the next applicable filing period, both under the contract of service and in fact, a schedule of expenses with the internal revenue service for the type of business the individual is conducting;

(5) On the effective date of the contract of service, or within a reasonable period after the effective date of the contract, the individual has an active and valid certificate of registration with the department of revenue, and an active and valid account with any other state agencies as required by the particular case, for the business the individual is conducting for the payment of all state taxes normally paid by employers and businesses and has registered for and received a unified business identifier number from the state of Washington;

(6) On the effective date of the contract of service, the individual is maintaining a separate set of books or records that reflect all items of income and expenses of the business which the individual is conducting; and

(7) On the effective date of the contract of service, the individual has a valid contractor registration pursuant to chapter 18.27 RCW or an electrical contractor license pursuant to chapter 19.28 RCW.

NEW SECTION. Sec. 6. If any part of this act is found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state or the eligibility of employers in this state for federal unemployment tax credits, the conflicting part of this act is hereby declared to be inoperative solely to the extent of the conflict, and such finding or determination may not affect the operation of the remainder of this act. The rules under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state or the granting of federal unemployment tax credits to employers in this state.

NEW SECTION. Sec. 7. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

Correct the title.

Representatives Conway and Condotta spoke in favor of the adoption of the amendment.

The amendment was adopted. 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 Conway and Condotta spoke in favor of 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. 3122.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 3122 and the bill passed the House by the following vote: Yeas - 92, Nays - 2, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 92.

Voting nay: Representatives Anderson and Dunn - 2.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 3122, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3126, By Representatives Loomis, Orcutt, Hunter, McIntire, Priest, Roach, Condotta, Kelley and Rolfes

Clarifying the interaction of the streamlined sales and use tax legislation, and the power of local governments to license and tax.

The bill was read the second time.

There being no objection, Substitute House Bill No. 3126 was substituted for House Bill No. 3126 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 3126 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 Loomis and Orcutt spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 3126.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 3126 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 3126, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3210, By Representatives Jarrett, Wallace, Chase, Kenney and Seaquist

Requiring the workforce training and education coordinating board to develop a state comprehensive plan.

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 Jarrett and Anderson spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 3210.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 3210 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell,

Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

HOUSE BILL NO. 3210, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 3362, By Representative Kelley

Providing tax incentives to encourage businesses to purchase highly energy efficient equipment.

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 Kelley and Orcutt spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 3362.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 3362 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan,

Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

HOUSE BILL NO. 3362, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2778, By Representatives Conway, Wood, Condotta, Chandler and Williams

Modifying provisions concerning real estate licensure law.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2778 was substituted for House Bill No. 2778 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2778 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 Conway and Condotta spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2778.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2778 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2778, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2631, By Representatives Linville, Kretz and Sullivan

Regarding the office of regulatory assistance.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2631 was substituted for House Bill No. 2631 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2631 was read the second time.

With the consent of the House, amendment (1103) was withdrawn.

Representative Linville moved the adoption of amendment (1118):

On page 6, line 2, after "necessary" strike "to carry" and insert ",or contract with another state agency pursuant to chapter 39.34 RCW for support in carrying"

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

The amendment was adopted. 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 Linville and Kretz spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2631.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2631 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant,

Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2631, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2613, By Representatives Simpson, Hudgins, Ormsby, Hunt, Wood, Campbell and Chase

Reducing the environmental impact of cleaning state facilities.

The bill was read the second time.

Representative Simpson moved the adoption of amendment (1083):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that cleaning products are necessary for creating and maintaining sanitary conditions in state facilities and workplaces. However, chemicals contained in cleaning products can be released to the environment during normal use by evaporation of volatile components or by leaving residue on cleaned surfaces. Choosing less hazardous cleaning products for use in our workplaces and our facilities and taking steps to reduce exposure can minimize harmful impacts to office and custodial workers, improve indoor air quality, and reduce water and ambient air pollution. Purchasing and appropriate use of products that perform well and that have positive environmental attributes such as biodegradability, low toxicity, low volatile organic compound content, reduced packaging, and low life cycle energy use can reduce the environmental impact of routine cleaning activities while also ensuring cleaning effectiveness. Therefore, the legislature finds that the adoption of practices to select, procure, and use environmentally preferred products will benefit the environment and the health and safety of workers and visitors to state facilities.

NEW SECTION. Sec. 2. (1) All state agencies that purchase cleaning products or services must ensure that cleaning products have properties that minimize potential impacts to human health and the environment consistent with maintenance of the effectiveness of these products for the protection of public health and safety. For purposes of this chapter, "state agency" means any office, department, division, bureau, board, commission, or other agency of the state of Washington or of any subdivision thereof.

(2) The department of general administration, in consultation with the department of health and the department of ecology, shall recognize environmentally preferred products' accrediting information from multiple sources including, but not limited to, the United States environmental protection agency design for the environment program and greenseal, and provide consultation and guidance to state agencies to:

(a) Select and procure products and use practices that reduce or minimize the risks of harmful effects to employees, custodial workers, visitors, and other building occupants and to the environment;

(b) Promote adoption of practices endorsed by this chapter;

(c) Recognize state agencies that adopt and implement environmentally beneficial facility and workplace management policies and practices;

(d) Encourage contractors supplying goods and services to state agencies to select and procure such products; and

(e) Encourage lessors and building managers who provide leased space to state agencies to select and procure such products.

(3) The department of general administration, upon renewal of a lease and for all new leases, must require lessors and building managers who provide leased space to state agencies to use environmentally preferred products and practices.

NEW SECTION. Sec. 3. (1) When procuring cleaning products, state agencies shall purchase environmentally preferred products or document the reasons for selecting nonpreferred products. The products must conform to guidance for environmentally preferred purchasing of cleaning products that may be provided under section 2 of this act, or must be products that have been identified by the department of general administration as compliant with this chapter.

(2) The use of nonpreferred products must be in accordance with responsible cleaning procedure requirements, including:

(a) Controlled and efficient use;

(b) Proper dilution, mixing, and handling;

(c) Following label instructions;

(d) Monitoring of chemical quantities used; and

(e) Compliance with chemical hazard communication and personal protective equipment use requirements under chapter 296-800 WAC.

NEW SECTION. Sec. 4. Local governments and school districts are encouraged to review their purchasing and use of cleaning products and select those having properties that minimize potential impacts to human health and the environment consistent with section 2 of this act. The department of general administration shall encourage local governments and school districts that are members of the department of general administration's state purchasing cooperative to achieve the goals of this chapter.

NEW SECTION. Sec. 5. State agencies shall transition to cleaning products having properties that minimize potential impacts to human health and the environment within six months of the effective date of this section in a manner that avoids waste of existing inventories, accommodates establishment of supply chains for new products, enables the training of personnel in appropriate work practices, and allows the phase out of products and practices inconsistent with this chapter.

NEW SECTION. Sec. 6. Nothing in this chapter prohibits the use of disinfectants, disinfecting cleaners, sanitizers, or any other

antimicrobial product regulated by the federal insecticide, fungicide, and rodenticide act (7 U.S.C. Sec. 136 et seq.), provided that the use of these products is in accordance with responsible cleaning procedure requirements.

NEW SECTION. Sec. 7. Sections 1 through 6 of this act constitute a new chapter in Title 70 RCW."

Correct the title.

Representatives Simpson and Sump spoke in favor of the adoption of the amendment.

The amendment was adopted. 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 Simpson and Sump spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed House Bill No. 2613.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed House Bill No. 2613 and the bill passed the House by the following vote: Yeas - 92, Nays - 1, Absent - 0, Excused - 4, Not Voting - 1.

Voting yea: Representatives Ahern, Alexander, Anderson, Armstrong, Bailey, Barlow, Blake, Campbell, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 92.

Voting nay: Representative Chandler - 1.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

Not Voting: Representative Appleton - 1.

ENGROSSED HOUSE BILL NO. 2613, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on Engrossed House Bill No. 2613.

SHERRY APPLETON, 23rd District

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

THIRD READING

SUBSTITUTE HOUSE BILL NO. 1561, By House Committee on Judiciary (originally sponsored by Representatives Jarrett, Clibborn, Goodman, Springer, Eddy, Rodne and Sullivan)

Granting authority of a watershed management partnership to exercise powers of its forming governments.

There being no objection, the rules were suspended and Substitute House Bill No. 1561 was returned to Second Reading for purpose of amendment.

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

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1561, By House Committee on Judiciary (originally sponsored by Representatives Jarrett, Clibborn, Goodman, Springer, Eddy, Rodne and Sullivan)

Granting authority of a watershed management partnership to exercise powers of its forming governments.

Representative Jarrett moved the adoption of amendment (1001):

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. A new section is added to chapter 39.34 RCW to read as follows:

(1) As limited in subsection (3) of this section, a watershed management partnership formed or qualified under the authority of RCW 39.34.200 and 39.34.210, including a separate legal entity established by such a partnership to conduct the cooperative undertaking of the partnership under the same statutory authority, may exercise the power of eminent domain as provided in chapter 8.12 RCW.

(2) The eminent domain authority granted under subsection (1) of this section may be exercised only for those utility purposes for which the watershed partnership was formed.

(3) Subsection (1) of this section applies only to a watershed management partnership that:

(a) Was formed or qualified before July 1, 2006, under the authority of RCW 39.34.200 and 39.34.210;

(b) Is not engaged in planning or in implementing a plan for a water resource inventory area under the terms of chapter 90.82 RCW;

(c) Is composed entirely of cities and water-sewer districts authorized to exercise the power of eminent domain in the manner provided by chapter 8.12 RCW; and

(d) Is governed by a board of directors consisting entirely of elected officials from the cities and water-sewer districts that constitute the watershed management partnership.

(4) A watershed management partnership exercising authority under this section shall report to the relevant legislative committees by July 1, 2010. The report shall address the status of the water system's project or projects, and the use, if any, of the authority granted in this section, including any use of the authority for the siting and construction of the system. The report shall also inform the legislature of efforts to inform and involve the public of the affected areas regarding siting and construction of system facilities.

(5) A watershed management partnership exercising authority under this section shall:

(a) Comply with the notice requirements of RCW 8.25.290; and

(b) Provide notice to the city, town, or county with jurisdiction over the subject property by certified mail thirty days prior to the partnership board authorizing condemnation."

Correct the title.

Representatives Jarrett and Rodne spoke in favor of the adoption of the amendment.

The amendment was adopted. The bill was ordered engrossed.

Representatives Jarrett and Rodne spoke in favor of 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. 1561.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 1561 and the bill passed the House by the following vote: Yeas - 77, Nays - 17, Absent - 0, Excused - 4.

Voting yea: Representatives Anderson, Appleton, Armstrong, Barlow, Blake, Campbell, Chase, Clibborn, Cody, Condotta, Conway, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Fromhold, Goodman, Grant, Green, Haigh, Hankins, Hasegawa, Hinkle, Hudgins, Hunt, Hunter, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Lantz, Liias, Linville, Loomis, McCoy, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Ormsby, Pedersen, Pettigrew, Priest, Quall, Roberts, Rodne, Rolfes, Ross, Santos, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 77.

Voting nay: Representatives Ahern, Alexander, Bailey, Chandler, Crouse, Dunn, Ericksen, Haler, Herrera, Hurst,

Kristiansen, McCune, Orcutt, Pearson, Roach, Schindler and Schmick - 17.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1561, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2549, By Representatives Seaquist, Lantz, Morrell, Liias, Barlow and Green

Establishing patient-centered primary care pilots.

The bill was read the second time.

There being no objection, Second Substitute House Bill No. 2549 was substituted for House Bill No. 2549 and the second substitute bill was placed on the second reading calendar.

SECOND SUBSTITUTE HOUSE BILL NO. 2549 was read the second time.

Representative Alexander moved the adoption of amendment (1087):

On page 2, line 24, after "locations," insert "including at least one location that would agree to operate extended hours, which could include nights or weekends,"

Representatives Alexander and Seaquist spoke in favor of the adoption of the amendment.

The amendment was adopted. 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 Seaquist and Hinkle spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Engrossed Second Substitute House Bill No. 2549.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Second Substitute House Bill No. 2549 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell,

Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 2549, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2471, By Representatives Dickerson, Van De Wege, McCoy and Kenney; by request of Department of Natural Resources

Modifying the responsibilities of the Washington geological survey.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2471 was substituted for House Bill No. 2471 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2471 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 Dickerson and Alexander spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2471.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2471 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy,

Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2471, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2480, By Representatives Clibborn, McIntire and Simpson

Concerning public transportation fares.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2480 was substituted for House Bill No. 2480 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2480 was read the second time.

Representative Clibborn moved the adoption of amendment (1115):

On page 4, line 30, after "corporation" insert "or a city-owned transit system"

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

The amendment was adopted. 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, Erickson and Clibborn (again) spoke in favor of 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. 2480.

ROLL CALL

The Clerk called the roll on the final passage of Engrossed Substitute House Bill No. 2480 and the bill passed the House by the following vote: Yeas - 84, Nays - 10, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Bailey, Barlow, Blake, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Eickmeyer, Ericks, Fromhold, Goodman, Grant, Green, Haigh, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Santos, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Warnick, Williams, Wood and Mr. Speaker - 84.

Voting nay: Representatives Armstrong, Campbell, Crouse, Dunn, Ericksen, Haler, Ross, Schindler, Schmick and Walsh - 10.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 2480, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2501, By Representatives Williams, Newhouse, Moeller and Upthegrove

Increasing the size of containers holding malt liquor that can be sold by beer and/or wine specialty shops.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2501 was substituted for House Bill No. 2501 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2501 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 Williams and Newhouse spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2501.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2501 and the bill passed the House by the following vote: Yeas - 90, Nays - 4, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Lias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 90.

Voting nay: Representatives Goodman, Hudgins, Morrell and Sump - 4.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2501, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2595, By Representatives Rolfes, Linville, Moeller, Appleton, Ormsby, Van De Wege, Seaquist, Hurst, Sells, Haigh, Morrell, Campbell, Upthegrove, Lias, Chase, Barlow, Green and Kelley

Including national guard members in county veterans' assistance programs.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2595 was substituted for House Bill No. 2595 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2595 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 Rolfes and Smith spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2595.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2595 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2595, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2678, By Representatives Kessler, Van De Wege, Blake, Williams and McIntire

Restoring the preferential timber industry business and occupation tax rate to the manufacture of environmentally responsible surface material products from recycled paper.

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 Kessler and Orcutt spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2678.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2678 and the bill passed the House by the following vote: Yeas - 93, Nays - 1, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle,

Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 93.

Voting nay: Representative Kirby - 1.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

HOUSE BILL NO. 2678, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote YEA on House Bill No. 2678.

STEVE KIRBY, 29th District

SECOND READING

HOUSE BILL NO. 2700, By Representatives O'Brien, Morrell, Van De Wege, Green, Hurst, Pearson, Sullivan, Williams, Hankins and Kelley; by request of Military Department

Creating the military department active state service account.

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 O'Brien, Alexander and Smith spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 2700.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 2700 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney,

Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick, Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

HOUSE BILL NO. 2700, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 2727, By Representatives Lantz, Pedersen, Rodne, Goodman, Williams and Green

Extending personality rights to deceased persons.

The bill was read the second time.

There being no objection, Substitute House Bill No. 2727 was substituted for House Bill No. 2727 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 2727 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 Pedersen and Rodne spoke in favor of passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 2727.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 2727 and the bill passed the House by the following vote: Yeas - 94, Nays - 0, Absent - 0, Excused - 4.

Voting yea: Representatives Ahern, Alexander, Anderson, Appleton, Armstrong, Bailey, Barlow, Blake, Campbell, Chandler, Chase, Clibborn, Cody, Condotta, Conway, Crouse, Darneille, DeBolt, Dickerson, Dunn, Dunshee, Eddy, Eickmeyer, Ericks, Ericksen, Fromhold, Goodman, Grant, Green, Haigh, Haler, Hankins, Hasegawa, Herrera, Hinkle, Hudgins, Hunt, Hunter, Hurst, Jarrett, Kagi, Kelley, Kenney, Kessler, Kirby, Kretz, Kristiansen, Lantz, Liias, Linville, Loomis, McCoy, McCune, McDonald, McIntire, Miloscia, Moeller, Morrell, Morris, Nelson, Newhouse, O'Brien, Orcutt, Ormsby, Pearson, Pedersen, Pettigrew, Priest, Quall, Roach, Roberts, Rodne, Rolfes, Ross, Santos, Schindler, Schmick,

Seaquist, Sells, Simpson, Smith, Sommers, Springer, Sullivan, Sump, Takko, Upthegrove, Van De Wege, Wallace, Walsh, Warnick, Williams, Wood and Mr. Speaker - 94.

Excused: Representatives Flannigan, Hailey, Schual-Berke and Skinner - 4.

SUBSTITUTE HOUSE BILL NO. 2727, having received the necessary constitutional majority, was declared passed.

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

There being no objection, the Committee on Rules was relieve of further consideration of HOUSE BILL NO. 3149 and the bill was placed on the Second Reading calendar.

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

There being no objection, HOUSE BILL NO. 2576 was returned to the Committee on Rules.

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 15, 2008, the 33rd Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

