

## EIGHTIETH DAY

House Chamber, Olympia, Wednesday, March 30, 2011

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

The flags were escorted to the rostrum by the Veterans of Foreign Wars Color Guard, Post 11401 of Milton, Fife and Edgewood, led by Post Commander Jack Chandler. The Speaker (Representative Roberts presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Chaplain Brian Ott, Milton Washington.

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

### RESOLUTION

**HOUSE RESOLUTION NO. 2011-4645, by Representatives Zeiger, Hargrove, Billig, Hinkle, Johnson, Dunshee, Hasegawa, Moscoso, Roberts, Dammeier, Haler, and Ross**

WHEREAS, March 30, 2011, marks thirty-eight years since the withdrawal of United States combat forces from South Vietnam;

WHEREAS, The Vietnam War was fought in the Republic of South Vietnam from 1961 to 1975, and involved North Vietnamese regular forces and Viet Cong guerrilla forces in armed conflict with United States Armed Forces and the Army of the Republic of Vietnam;

WHEREAS, The United States military became involved in Vietnam because the United States Government wanted to provide direct military support to the Government of South Vietnam to defend itself against the growing Communist threat from North Vietnam;

WHEREAS, Members of the United States Armed Forces began serving in an advisory role to the Government of the Republic of South Vietnam in 1961;

WHEREAS, As a result of the Gulf of Tonkin incidents on August 2 and 4, 1964, Congress overwhelmingly passed the Gulf of Tonkin Resolution on August 7, 1964, which provided the authority to the President of the United States to prosecute the war against North Vietnam;

WHEREAS, In 1965, United States Armed Forces ground combat units arrived in Vietnam;

WHEREAS, By the end of 1965, there were 80,000 United States troops in Vietnam, and by 1969, a peak of approximately 543,000 troops was reached;

WHEREAS, On January 27, 1973, the Treaty of Paris was signed, which required the release of all United States prisoners-of-war held in North Vietnam and the withdrawal of all United States Armed Forces from South Vietnam;

WHEREAS, On March 30, 1973, the United States Armed Forces completed the withdrawal of combat units and combat support units from South Vietnam;

WHEREAS, More than 58,000 members of the United States Armed Forces lost their lives in Vietnam and more than 300,000 members of the Armed Forces were wounded;

WHEREAS, The Vietnam War was an extremely divisive issue among the people of the United States and a conflict that caused a generation of veterans to wait too long for their due public honor;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State House of Representatives honor and recognize the many sacrifices of veterans who served in the United States military in Vietnam during war and peace.

The Speaker (Representative Roberts presiding) stated the question before the House to be adoption of House Resolution No. 4645.

HOUSE RESOLUTION NO. 4645 was adopted.

### MESSAGES FROM THE SENATE

March 29, 2011

MR. SPEAKER:

The President has signed:

ENGROSSED SUBSTITUTE SENATE BILL 5124

SUBSTITUTE SENATE BILL 5157

ENGROSSED SUBSTITUTE SENATE BILL 5747

and the same are herewith transmitted.

Thomas Hoemann, Secretary

March 29, 2011

MR. SPEAKER:

The Senate has passed ENGROSSED SUBSTITUTE SENATE BILL 5251 and the same is herewith transmitted.

Thomas Hoemann, Secretary

March 29, 2011

MR. SPEAKER:

The Senate has passed:

HOUSE BILL 1016

HOUSE BILL 1069

SUBSTITUTE HOUSE BILL 1294

HOUSE BILL 1412

and the same are herewith transmitted.

Thomas Hoemann, Secretary

### INTRODUCTIONS AND FIRST READING

**HB 2040** by Representatives Dunshee, Hunt, Sullivan, Jinkins, Reykdal, Ryu, Darneille, Moscoso, Cody, Goodman, Pettigrew, Appleton, Moeller, Hasegawa, Hudgins, Fitzgibbon, Green, Van De Wege, Haigh, Roberts, Stanford, Frockt, Billig, Ormsby, Uptegrove, Kenney, Rolfes and Maxwell

AN ACT Relating to state assistance for financing infrastructure and economic development; amending RCW 43.155.020, 43.155.050, 43.155.060, 43.155.070, and

43.160.060; creating new sections; and providing an expiration date.

Referred to Committee on Capital Budget.

ESSB 5251 by Senate Committee on Transportation (originally sponsored by Senators Haugen, Swecker, Sheldon, Hobbs and White)

AN ACT Relating to electric vehicle license fees; adding a new section to chapter 46.17 RCW; creating new sections; and providing a contingent expiration date.

Referred to Committee on Transportation.

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.

### REPORTS OF STANDING COMMITTEES

March 28, 2011

2SSB 5034 Prime Sponsor, Committee on Environment, Water & Energy: Concerning private infrastructure development. Reported by Committee on General Government Appropriations & Oversight

MAJORITY recommendation: Do pass as amended by Committee on Environment. Signed by Representatives Hudgins, Chair; Miloscia, Vice Chair; McCune, Ranking Minority Member; Taylor, Assistant Ranking Minority Member; Ahern; Armstrong; Blake; Fitzgibbon; Ladenburg; Moscoso; Pedersen; Van De Wege and Wilcox.

Passed to Committee on Rules for second reading.

March 28, 2011

SSB 5239 Prime Sponsor, Committee on Early Learning & K-12 Education: Requiring a definition of "resident" for purposes of the allocation method used to distribute federal forest revenue to schools. Reported by Committee on Education Appropriations & Oversight

MAJORITY recommendation: Do pass as amended by Committee on Education. Signed by Representatives Haigh, Chair; Probst, Vice Chair; Anderson, Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Dahlquist; Fagan; Frockt; Hargrove; Maxwell; Nealey; Orwall; Reykdal; Santos; Seaquist; Sells; Short and Stanford.

Passed to Committee on Rules for second reading.

March 29, 2011

SSB 5300 Prime Sponsor, Committee on Natural Resources & Marine Waters: Enhancing the use of Washington natural resources in public buildings. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Zeiger, Assistant Ranking Minority Member; Asay; Jenkins; Lytton; Moeller; Pearson; Smith and Tharinger.

Passed to Committee on Rules for second reading.

March 28, 2011

SB 5463

Prime Sponsor, Senator Kilmer: Requiring the college board to establish minimum standards for common student identifiers. Reported by Committee on Education Appropriations & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chair; Probst, Vice Chair; Anderson, Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Dahlquist; Fagan; Frockt; Hargrove; Maxwell; Nealey; Orwall; Reykdal; Santos; Seaquist; Sells; Short and Stanford.

Passed to Committee on Rules for second reading.

March 29, 2011

ESSB 5485

Prime Sponsor, Committee on Environment, Water & Energy: Maximizing the use of our state's natural resources. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass as amended by Committee on Capital Budget and without amendment by Committee on Environment.

Strike everything after the enacting clause and insert the following:

"**NEW SECTION. Sec. 1.** (1)(a) The University of Washington, led by the college of built environments, and Washington State University, led by the college of engineering and architecture, shall conduct a review of other states' existing building codes, international standards, peer-reviewed research, and models and tools of life-cycle assessment, embodied energy, and embodied carbon in building materials.

(b) This review must identify:

- (i) If the standards and models are developed according to a recognized consensus-based process;
- (ii) If the standards and models could be implemented as part of building standards or building codes; and
- (iii) The scope of life-cycle impacts that the standards and models address.

(2)(a) By September 1, 2012, the University of Washington and Washington State University shall submit a report to the legislature consistent with RCW 43.01.036. In addition to providing the data required in subsection (1) of this section, the report must include recommendations to the legislature for methodologies to:

- (i) Determine if a standard, model, or tool using life-cycle assessment can be sufficiently developed to be incorporated into the state building code;
- (ii) Develop a comprehensive guideline using common and consistent metrics for the embodied energy and carbon in building materials; and
- (iii) Incorporate into every project the ongoing monitoring, verification, and reporting of a building's actual performance over its life cycle.

(b) When developing its recommendations under this section, the University of Washington and Washington State University shall seek input from organizations representing design and construction professionals, academics, building materials industries, and life-cycle assessment experts.

(3) For the purposes of this section, "life-cycle assessment" means manufacturing, construction, operation, and disposal of products used in the construction of buildings.

**NEW SECTION. Sec. 2.** (1)(a) By December 1, 2012, the department of general administration shall make recommendations to the legislature, consistent with RCW 43.01.036, for streamlining current statutory requirements for life-cycle cost analysis, energy conservation in design, and high performance of public buildings.

(b) The department of general administration shall make recommendations on what statutory revisions, if any, are needed to the state's energy life-cycle cost analysis to account for comprehensive life-cycle impacts of carbon emissions.

(2) In making its recommendations to the legislature under subsection (1) of this section, the department of general administration shall use the report prepared by the University of Washington and Washington State University under section 1 of this act.

**NEW SECTION. Sec. 3.** If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2011, in the omnibus appropriations act, this act is null and void."

Correct the title.

Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Zeiger, Assistant Ranking Minority Member; Asay; Jinkins; Lytton; Moeller; Pearson; Smith and Tharinger.

Passed to Committee on Rules for second reading.

March 29, 2011

2SSB 5662 Prime Sponsor, Committee on Ways & Means: Concerning preferences for in-state contractors bidding on public works. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass without amendment by Committee on State Government & Tribal Affairs. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Jinkins; Lytton; Moeller and Tharinger.

MINORITY recommendation: Do not pass. Signed by Representatives Zeiger, Assistant Ranking Minority Member; Asay; Pearson and Smith.

Passed to Committee on Rules for second reading.

March 28, 2011

SSB 5664 Prime Sponsor, Committee on Higher Education & Workforce Development: Concerning the Lake Washington Institute of Technology. Reported by Committee on Education Appropriations & Oversight

MAJORITY recommendation: Do pass. Signed by Representatives Haigh, Chair; Probst, Vice Chair; Fagan; Frockt; Maxwell; Nealey; Orwall; Reykdal; Santos; Seaquist; Sells and Stanford.

MINORITY recommendation: Without recommendation. Signed by Representatives Anderson, Ranking Minority Member; Dammeier, Assistant Ranking Minority Member; Dahlquist; Hargrove and Short.

Passed to Committee on Rules for second reading.

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

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

There being no objection, the House adjourned until 9:55 a.m., March 31, 2011, the 81st Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

1016  
 Messages ..... 1

1069  
 Messages ..... 1

1294-S  
 Messages ..... 1

1412  
 Messages ..... 1

2040  
 Introduction & 1st Reading ..... 1

5034-S2  
 Committee Report ..... 2

5124-S  
 President Signed ..... 1

5157-S  
 President Signed ..... 1

5239-S  
 Committee Report ..... 2

5251-S  
 Introduction & 1st Reading ..... 2  
 Messages ..... 1

5300-S  
 Committee Report ..... 2

5463  
 Committee Report ..... 2

5485-S  
 Committee Report ..... 2

5662-S2  
 Committee Report ..... 3

5664-S  
 Committee Report ..... 3

5747-S  
 President Signed ..... 1