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**TWENTY SIXTH DAY**


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House Chamber, Olympia, Friday, February 3, 2012

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 the Washington Air National Guard Color Guard. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The National Anthem was performed by the 560<sup>th</sup> Washington Air National Guard Band. The prayer was offered by the Chaplain, Captain Tiji Murphy, Washington Air National Guard.

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

**RESOLUTION**

**HOUSE RESOLUTION NO. 4655**, by Representatives Kelley, Ahern, Alexander, Anderson, Angel, Appleton, Armstrong, Asay, Bailey, Billig, Blake, Buys, Carlyle, Chandler, Chopp, Clibborn, Cody, Condotta, Crouse, Dahlquist, Dammeier, Darneille, DeBolt, Dickerson, Dunshee, Eddy, Fagan, Finn, Fitzgibbon, Goodman, Green, Haigh, Haler, Hansen, Hargrove, Harris, Hasegawa, Hinkle, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Kenney, Kirby, Klippert, Kretz, Kristiansen, Ladenburg, Liias, Lytton, Maxwell, McCoy, McCune, Miloscia, Moeller, Morris, Moscoso, Nealey, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pearson, Pedersen, Pettigrew, Pollet, Probst, Reykdal, Rivers, Roberts, Rodne, Ross, Ryu, Santos, Schmick, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Sullivan, Takko, Taylor, Tharinger, Upthegrove, Van De Wege, Walsh, Warnick, Wilcox, Wylie, and Zeiger

WHEREAS, Nearly eighty-six hundred men and women of the Washington National Guard continue to serve the country as guardians of American interests at home and abroad; and

WHEREAS, These recognized leaders in state, regional, and national preparedness, who reside in nearly every legislative district throughout Washington, volunteer their time and put personal lives aside when the needs of the people of Washington state arise; and

WHEREAS, The Guard always answers the state's call in response to all emergency efforts and to protect lives and property; and

WHEREAS, The Washington Army and Air National Guard continue to provide critical mission support to Operation Enduring Freedom around the world to include Afghanistan, Kuwait, the Philippines, and the Horn of Africa, as well as supporting Federal mission requirements throughout the continental United States; and

WHEREAS, The Guard continues to train and prepare for both natural disasters and threats to our national security; and

WHEREAS, The Guard continues to promote positive lifestyles and activities for Washington's youth through involvement in and support of highly effective drug prevention programs with school-aged children and community-based organizations and the continued success and ongoing work of the invaluable Washington Youth Academy; and

WHEREAS, The Guard continues to actively participate in the state's counterdrug efforts by providing soldiers, airmen, and specialized equipment to over thirty-four local, state, and federal law enforcement agencies and community-based and other organizations; and

WHEREAS, The Guard adds value to communities by opening its Readiness Centers for public and other community and youth activities use. The Guard continues to build upon these Readiness Centers and Armories throughout the state to enhance education, add to quality of life, and increase economic vitality;

NOW, THEREFORE, BE IT RESOLVED, That the House of Representatives express its thanks and appreciation to the devoted families and dedicated employers of our Washington National Guard soldiers and airmen for their support, without whom the Guard's missions could not be successful; and

BE IT FURTHER RESOLVED, That the House of Representatives recognize the value and dedication of a strong Washington National Guard to the viability, economy, safety, security, and well-being of this state, both through the outstanding performance of its state emergency and disaster relief mission, and through the continued benefit to local communities by the presence of productively employed, drug-free, well-equipped, and trained Guard units and the readiness centers and armories that house them; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Chief Clerk of the House of Representatives to The Adjutant General of the Washington National Guard, the Governor of the State of Washington, the Secretaries of the United States Army and Air Force, and the President of the United States.

Representative Seaquist moved adoption of HOUSE RESOLUTION NO. 4655

Representatives Seaquist, Shea, Orwall, Smith and Klippert spoke in favor of the adoption of the resolution.

HOUSE RESOLUTION NO. 4655 was adopted.

**SPEAKER'S PRIVILEGE**

The Speaker (Representative Moeller presiding) introduced Adjutant General Timothy J. Lowenburg and first husband, Mike Gregoire who were seated at the rostrum, and U.S. Army retired Ed Porter; Silver Star recipient, U.S. Army retired Steve Vermillion; Silver Star and V for Valor recipient, U.S. Army retired Bob Brown; Bronze Star and Distinguished Flying Cross recipient and U.S. Army retired Reverend Dr. Frances E. Jeffery; National Chaplain; Military Order of the Purple Heart; Combat Infantry Badge, Purple Heart and Bronze Star; and other members of the Washington National Guard and asked the Chamber to acknowledge their guests and their families.

**INTRODUCTIONS AND FIRST READING**

HB 2766 by Representatives Liias, Hunt, Santos, Jinkins, Sells, Haigh, Pollet, Fitzgibbon, Reykdal, Cody, McCoy,

Appleton, Dickerson, Dunshee, Kenney, Darneille, Pettigrew, Kagi, Hudgins and Orwall

AN ACT Relating to guaranteeing that the top one percent pay too, through assessing a two percent tax on millionaires to fund the paramount duty trust fund and reduce class sizes in grades kindergarten through four; and adding a new chapter to Title 82 RCW.

Referred to Committee on Ways & Means.

HB 2767 by Representatives Van De Wege and Armstrong

AN ACT Relating to the authorization of municipal fire districts; amending RCW 52.33.010, 52.33.020, 52.33.030, 52.33.040, 84.52.010, 84.52.010, 84.52.052, and 84.52.069; reenacting and amending RCW 52.26.020; adding a new chapter to Title 52 RCW; providing an effective date; and providing an expiration date.

Referred to Committee on Local Government.

HB 2768 by Representatives Tharinger, Warnick, Dunshee, Jinkins and Lytton

AN ACT Relating to the public works board; amending RCW 43.155.020, 43.155.030, 43.155.050, and 43.155.070; adding new sections to chapter 43.155 RCW; and repealing RCW 43.155.010, 43.155.040, 43.155.055, 43.155.060, 43.155.065, 43.155.068, 43.155.075, 43.155.100, 43.155.110, and 43.155.120.

Referred to Committee on Capital Budget.

HB 2769 by Representatives Miloscia, Green and Hudgins

AN ACT Relating to quality management; amending RCW 43.17.390; adding a new section to chapter 44.04 RCW; and making appropriations.

Referred to Committee on State Government & Tribal Affairs.

HB 2770 by Representatives Dammeier and Alexander

AN ACT Relating to appropriations for K-12 education; amending 2011 2nd sp.s. c 9 ss 501, 502, 503, 504, 505, 507, 508, 510, 511, 513, 514, 515, and 516 (uncodified); making appropriations; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 2771 by Representatives Pettigrew, Cody and Springer

AN ACT Relating to employer and employee relationships under the state retirement systems; amending RCW 41.26.030, 41.32.010, and 41.40.010; reenacting and amending RCW 41.35.010 and 41.37.010; adding a new section to chapter 41.04 RCW; creating a new section; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 2772 by Representatives Sells and Hope

AN ACT Relating to creating a property tax exemption for the value of new construction of industrial/manufacturing facilities in target urban areas; and adding a new chapter to Title 84 RCW.

Referred to Committee on Ways & Means.

HJR 4228 by Representatives Armstrong and Clibborn

Amending the state Constitution to include fees collected on barrels of petroleum products to be used for transportation purposes.

Referred to Committee on Transportation.

ESSB 6239 by Senate Committee on Government Operations, Tribal Relations & Elections (originally sponsored by Senators Murray, Pflug, Hobbs, Litzow, Kohl-Welles, Ranker, Tom, Harper, Pridemore, Keiser, Kline, Regala, Eide, Rolfes, McAuliffe, Brown, Nelson, Chase, Fraser, Frockt, Conway, Kilmer and Prentice)

AN ACT Relating to providing equal protection for all families in Washington by creating equality in civil marriage and changing the domestic partnership laws, while protecting religious freedom; amending RCW 26.04.010, 26.04.020, 26.04.050, 26.04.060, 26.04.070, 26.60.010, 26.60.030, 26.60.090, and 1.12.080; adding new sections to chapter 26.04 RCW; adding a new section to chapter 26.60 RCW; adding a new section to chapter 26.33 RCW; adding a new section to chapter 74.13 RCW; adding a new section to chapter 74.15 RCW; creating new sections; and providing a contingent effective date.

Referred to Committee on Judiciary.

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

February 1, 2012

HB 2252 Prime Sponsor, Representative Fitzgibbon: Concerning proof of payment for certain transportation fares. Reported by Committee on Transportation

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Clibborn, Chair; Billig, Vice Chair; Lias, Vice Chair; Armstrong, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Angel; Asay; Eddy; Finn; Fitzgibbon; Hansen; Jinkins; Johnson; Klippert; Ladenburg; McCune; Moeller; Morris; Moscoso; Overstreet; Reykdal; Rivers; Rodne; Ryu; Takko; Upthegrove and Zeiger.

MINORITY recommendation: Do not pass. Signed by Representatives Kristiansen and Shea.

Passed to Committee on Rules for second reading.

February 1, 2012

HB 2422 Prime Sponsor, Representative Billig: Revising provisions concerning regulation of aviation biofuels production. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill by Committee on Technology, Energy & Communications be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Jinkins; Lytton; Smith; Tharinger and Wylie.

MINORITY recommendation: Without recommendation. Signed by Representative Pearson.

Passed to Committee on Rules for second reading.

February 1, 2012

HB 2476 Prime Sponsor, Representative Jinkins: Modifying the boundaries of certain heavy haul corridors. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Representatives Clibborn, Chair; Billig, Vice Chair; Liias, Vice Chair; Armstrong, Ranking Minority Member; Hargrove, Assistant Ranking Minority Member; Angel; Asay; Eddy; Finn; Fitzgibbon; Hansen; Jinkins; Johnson; Klippert; Kristiansen; Ladenburg; McCune; Moeller; Morris; Moscoso; Overstreet; Reykdal; Rivers; Rodne; Ryu; Shea; Takko; Upthegrove and Zeiger.

Passed to Committee on Rules for second reading.

February 2, 2012

HB 2587 Prime Sponsor, Representative Carlyle: Expanding availability of the competitive grant program for arts and cultural facilities. Reported by Committee on Capital Budget

MAJORITY recommendation: The second substitute bill be substituted therefor and the second substitute bill do pass and do not pass the substitute bill by Committee on Community & Economic Development & Housing. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Asay; Jinkins; Lytton; Pearson and Smith.

MINORITY recommendation: Do not pass. Signed by Representatives Tharinger and Wylie.

Passed to Committee on Rules for second reading.

February 2, 2012

HB 2618 Prime Sponsor, Representative Van De Wege: Facilitating marine management planning. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Asay; Jinkins; Lytton; Smith; Tharinger and Wylie.

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

Passed to Committee on Rules for second reading.

February 2, 2012

HB 2640 Prime Sponsor, Representative Smith: Emphasizing cost-effectiveness in the housing trust fund. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill by Committee on Community & Economic Development & Housing be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Asay; Jinkins; Lytton; Pearson; Smith; Tharinger and Wylie.

Passed to Committee on Rules for second reading.

February 2, 2012

HB 2662 Prime Sponsor, Representative Ryu: Authorizing community economic revitalization board funding to benefit innovation partnership zones. Reported by Committee on Capital Budget

MAJORITY recommendation: Do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Jinkins; Lytton; Tharinger and Wylie.

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

Passed to Committee on Rules for second reading.

February 2, 2012

HB 2722 Prime Sponsor, Representative Parker: Concerning surplus property. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Asay; Jinkins; Lytton; Pearson; Smith; Tharinger and Wylie.

Passed to Committee on Rules for second reading.

February 1, 2012

HB 2747 Prime Sponsor, Representative Hansen: Modifying the use of funds in the fire service training account. Reported by Committee on Capital Budget

MAJORITY recommendation: The substitute bill be substituted therefor and the substitute bill do pass. Signed by Representatives Dunshee, Chair; Ormsby, Vice Chair; Warnick, Ranking Minority Member; Zeiger, Assistant Ranking Minority Member; Jinkins; Lytton; Pearson; Smith; Tharinger and Wylie.

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.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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

There being no objection, the Committee on Ways & Means was relieved of HOUSE BILL NO. 2366, and the bill was referred to the Committee on Rules.

There being no objection, the Committee on General Government Appropriations & Oversight was relieved of HOUSE BILL NO. 2354, and the bill was referred 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 9:55 a.m., February 13, 2012, the 29th Day of the Regular Session.

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2747	Committee Report .....	3
2766	Introduction & 1st Reading .....	1
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SPEAKER OF THE HOUSE (Representative Moeller presiding)		
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