
FIFTY EIGHTH DAY

House Chamber, Olympia, Tuesday, March 12, 2013

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 Julia Holder and Joshua Lattin. The Speaker (Representative Moeller presiding) led the Chamber in the Pledge of Allegiance. The prayer was offered by Representative Drew Hansen, 23rd district.

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

MESSAGES FROM THE SENATE

March 8, 2013

MR. SPEAKER:

The Senate has passed:

ENGROSSED SUBSTITUTE SENATE BILL NO. 5324
ENGROSSED SUBSTITUTE SENATE BILL NO. 5663
ENGROSSED SENATE BILL NO. 5860

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 11, 2013

MR. SPEAKER:

The Senate has passed:

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5389
ENGROSSED SUBSTITUTE SENATE BILL NO. 5480
ENGROSSED SENATE BILL NO. 5616
ENGROSSED SUBSTITUTE SENATE BILL NO. 5744

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

March 11, 2013

MR. SPEAKER:

The Senate has passed:

SUBSTITUTE SENATE BILL NO. 5010
SENATE BILL NO. 5025
SENATE BILL NO. 5030
SUBSTITUTE SENATE BILL NO. 5072
SENATE BILL NO. 5092
SENATE BILL NO. 5106
SENATE BILL NO. 5107
ENGROSSED SUBSTITUTE SENATE BILL NO. 5118
SENATE BILL NO. 5158
SUBSTITUTE SENATE BILL NO. 5160
ENGROSSED SENATE BILL NO. 5183
ENGROSSED SUBSTITUTE SENATE BILL NO. 5200
ENGROSSED SUBSTITUTE SENATE BILL NO. 5208
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5219
SENATE BILL NO. 5318
SUBSTITUTE SENATE BILL NO. 5352
SENATE BILL NO. 5355
SUBSTITUTE SENATE BILL NO. 5362
SUBSTITUTE SENATE BILL NO. 5400

SUBSTITUTE SENATE BILL NO. 5494

SENATE BILL NO. 5541

SUBSTITUTE SENATE BILL NO. 5568

SUBSTITUTE SENATE BILL NO. 5605

SENATE BILL NO. 5627

ENGROSSED SUBSTITUTE SENATE BILL NO. 5656

SUBSTITUTE SENATE BILL NO. 5679

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5680

SUBSTITUTE SENATE BILL NO. 5686

SUBSTITUTE SENATE BILL NO. 5697

SUBSTITUTE SENATE BILL NO. 5702

ENGROSSED SENATE BILL NO. 5726

SUBSTITUTE SENATE BILL NO. 5755

SENATE BILL NO. 5784

SUBSTITUTE SENATE JOINT MEMORIAL NO. 8007

and the same are herewith transmitted.

Hunter G. Goodman, Secretary

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

SECOND READING

HOUSE BILL NO. 1612, by Representatives Hope, Pedersen, Hayes, Buys, Dahlquist, Hargrove, O'Ban, Holy, Goodman, Fagan, Smith, Magendanz, Orcutt, Klippert, Kretz, Warnick, Roberts, Moscoso, Ryu and Bergquist

Concerning information on firearm offenders.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1612 was substituted for House Bill No. 1612 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1612 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 Hope and Pedersen spoke in favor of the passage of the bill.

MOTION

On motion of Representative Van De Wege, Representatives Freeman, Kirby and Uptegrove were excused.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1612.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1612, and the bill passed the House by the following vote: Yeas, 85; Nays, 10; Absent, 0; Excused, 3.

Voting yea: Representatives Alexander, Angel, Appleton, Bergquist, Blake, Buys, Carlyle, Clibborn, Cody, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Liias, Lytton, Magendanz, Manweller, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Nealey, O'Ban, Orcutt, Ormsby, Orwall, Parker, Pedersen, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Chandler, Condotta, Crouse, Kristiansen, MacEwen, Overstreet, Pike, Scott, Shea and Taylor.

Excused: Representatives Freeman, Kirby and Upthegrove.

SUBSTITUTE HOUSE BILL NO. 1612, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1352, by Representatives Holy, Hurst, Shea, Kristiansen, Parker, Warnick, Kochmar, Kretz, Manweller, Johnson, Rodne, Hayes, Schmick, Short, Klippert, Vick, Condotta, Overstreet and Bergquist

Addressing the statute of limitations for sexual abuse against a child.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1352 was substituted for House Bill No. 1352 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1352 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 Holy and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1352.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1352, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Alexander, Angel, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Kristiansen, Liias, Lytton, MacEwen, Magendanz, Manweller, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Nealey, O'Ban, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pedersen, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross,

Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Excused: Representatives Freeman, Kirby and Upthegrove.

SUBSTITUTE HOUSE BILL NO. 1352, having received the necessary constitutional majority, was declared passed.

POINT OF PERSONAL PRIVILEGE

Representative Parker congratulated Representative Holy on the passage of his first bill through the House, and asked the Chamber to acknowledge his accomplishment.

SECOND READING

HOUSE BILL NO. 1601, by Representatives Goodman, Pettigrew, Moscoso, Habib, Pedersen, Jinkins, Roberts, Orwall, Appleton, Upthegrove, Pollet, Freeman and Ryu

Providing alternatives for penalties stemming from traffic infractions.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1601 was substituted for House Bill No. 1601 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1601 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 Goodman and Klippert spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1601.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1601, and the bill passed the House by the following vote: Yeas, 73; Nays, 22; Absent, 0; Excused, 3.

Voting yea: Representatives Alexander, Angel, Appleton, Bergquist, Blake, Carlyle, Chandler, Clibborn, Cody, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Haler, Hansen, Hawkins, Hayes, Holy, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Klippert, Kochmar, Liias, Lytton, MacEwen, Magendanz, Manweller, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, O'Ban, Orcutt, Ormsby, Orwall, Parker, Pedersen, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ryu, Santos, Sawyer, Schmick, Seaquist, Sells, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Van De Wege, Walsh, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Buys, Condotta, Crouse, Dahlquist, DeBolt, Hargrove, Harris, Hope, Johnson, Kretz, Kristiansen, Nealey, Overstreet, Pike, Ross, Scott, Shea, Short, Taylor, Vick, Warnick and Wilcox.

Excused: Representatives Freeman, Kirby and Upthegrove.

SUBSTITUTE HOUSE BILL NO. 1601, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1580, by Representatives Rodne, Goodman and Nealey

Allowing courts to assess additional costs to defendants if they are successful in setting aside a committed finding after failing to respond to an infraction or failing to appear for a hearing.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1580 was substituted for House Bill No. 1580 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1580 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 Rodne and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1580.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1580, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Alexander, Angel, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Kristiansen, Liias, Lytton, MacEwen, Magendanz, Manweller, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Nealey, O'Ban, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pedersen, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Excused: Representatives Freeman, Kirby and Upthegrove.

SUBSTITUTE HOUSE BILL NO. 1580, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1715, by Representatives Klippert, Goodman and Moscoso

Allowing the department of corrections to exempt information contained in the internal database on security threat group data from dissemination under the public records act.

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 Klippert and Hunt spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of House Bill No. 1715.

ROLL CALL

The Clerk called the roll on the final passage of House Bill No. 1715, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Alexander, Angel, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Kristiansen, Liias, Lytton, MacEwen, Magendanz, Manweller, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Nealey, O'Ban, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pedersen, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Excused: Representatives Freeman, Kirby and Upthegrove.

HOUSE BILL NO. 1715, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1836, by Representatives Holy, Goodman, Roberts, Hope, Hayes and Appleton

Concerning the introduction of contraband into or possession of contraband in a secure facility.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1836 was substituted for House Bill No. 1836 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1836 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 Holy and Goodman spoke in favor of the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1836.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1836, and the bill passed the House by the following vote: Yeas, 95; Nays, 0; Absent, 0; Excused, 3.

Voting yea: Representatives Alexander, Angel, Appleton, Bergquist, Blake, Buys, Carlyle, Chandler, Clibborn, Cody, Condotta, Crouse, Dahlquist, DeBolt, Dunshee, Fagan, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Haler, Hansen, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Hudgins, Hunt, Hunter, Hurst, Jinkins, Johnson, Kagi, Klippert, Kochmar, Kretz, Kristiansen, Liias, Lytton, MacEwen, Magendanz, Manweller, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Nealey, O'Ban, Orcutt, Ormsby, Orwall, Overstreet, Parker, Pedersen, Pettigrew, Pike, Pollet, Reykdal, Riccelli, Roberts, Rodne, Ross, Ryu, Santos, Sawyer, Schmick, Scott, Seaquist, Sells, Shea, Short, Smith, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Taylor, Tharinger, Van De Wege, Vick, Walsh, Warnick, Wilcox, Wylie, Zeiger and Mr. Speaker.

Excused: Representatives Freeman, Kirby and Upthegrove.

SUBSTITUTE HOUSE BILL NO. 1836, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1542, by Representatives Santos, Ryu, Moscoso, Kirby, Roberts, Appleton, Upthegrove, Stanford, Goodman, Bergquist, Pollet and Fitzgibbon

Concerning the provision of and reimbursement for certain court interpreter services.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1542 was substituted for House Bill No. 1542 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1542 was read the second time.

Representative Smith moved the adoption of amendment (279).

On page 2, beginning on line 36, strike all material through "(4))" on page 3, line 15, and insert:

"(2) In all legal proceedings in which the non-English-speaking person is a party, or is subpoenaed or summoned by the appointing authority or is otherwise compelled by the appointing authority to appear, including criminal proceedings, grand jury proceedings, coroner's inquests, mental health commitment proceedings, and other legal proceedings initiated by agencies of government, the cost of providing the interpreter shall be borne by the governmental body initiating the legal proceedings.

(3)(a) Except as provided in (b) of this subsection, in other legal proceedings, the cost of providing the interpreter shall be borne by the non-English-speaking person unless such person is indigent according to adopted standards of the body. In such a case the cost shall be an administrative cost of the governmental body under the authority of which the legal proceeding is conducted.

(b) In any proceeding where a victim of domestic violence, sexual assault, or stalking is seeking a protection order under chapter 7.90, 10.14, or 26.50 RCW, the cost of providing an interpreter for the party seeking the order shall be an administrative cost of the governmental body under the authority of which the legal proceeding is conducted.

(4)"

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

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

Representatives Pedersen and Hunter spoke against the adoption of the amendment.

Amendment (279) was not adopted.

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

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

Representatives Rodne and O'Ban 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. 1542.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1542, and the bill passed the House by the following vote: Yeas, 54; Nays, 42; Absent, 0; Excused, 2.

Voting yea: Representatives Appleton, Bergquist, Blake, Carlyle, Clibborn, Cody, Dahlquist, Dunshee, Farrell, Fey, Fitzgibbon, Goodman, Green, Habib, Haigh, Hansen, Hudgins, Hunt, Hunter, Hurst, Jinkins, Kagi, Liias, Lytton, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Ormsby, Orwall, Pedersen, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Ryu, Santos, Sawyer, Seaquist, Sells, Springer, Stanford, Stonier, Sullivan, Takko, Tarleton, Tharinger, Upthegrove, Van De Wege, Wylie and Mr. Speaker.

Voting nay: Representatives Alexander, Angel, Buys, Chandler, Condotta, Crouse, DeBolt, Fagan, Haler, Hargrove, Harris, Hawkins, Hayes, Holy, Hope, Johnson, Klippert, Kochmar, Kretz, Kristiansen, MacEwen, Magendanz, Manweller, Nealey, O'Ban, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Smith, Taylor, Vick, Walsh, Warnick, Wilcox and Zeiger.

Excused: Representatives Freeman and Kirby.

SUBSTITUTE HOUSE BILL NO. 1542, having received the necessary constitutional majority, was declared passed.

HOUSE BILL NO. 1840, by Representatives Goodman, Hope, Hunter, Pedersen, Bergquist, Habib, Fey, Ryu, Jinkins, Pollet and Tharinger

Concerning firearms laws for persons subject to no-contact orders, protection orders, and restraining orders.

The bill was read the second time.

There being no objection, Substitute House Bill No. 1840 was substituted for House Bill No. 1840 and the substitute bill was placed on the second reading calendar.

SUBSTITUTE HOUSE BILL NO. 1840 was read the second time.

With the consent of the house, amendment (330) was withdrawn.

Representative Shea moved the adoption of amendment (288).

On page 2, line 21, after "person," strike "or" and insert "and"

On page 6, line 16, after "person," strike "or" and insert "and"

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

Representative Pedersen spoke against the adoption of the amendment.

Amendment (288) was not adopted.

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

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

Representative Shea spoke against the passage of the bill.

The Speaker (Representative Moeller presiding) stated the question before the House to be the final passage of Substitute House Bill No. 1840.

ROLL CALL

The Clerk called the roll on the final passage of Substitute House Bill No. 1840, and the bill passed the House by the following vote: Yeas, 61; Nays, 37; Absent, 0; Excused, 0.

Voting yea: Representatives Appleton, Bergquist, Carlyle, Clibborn, Cody, Dunshee, Farrell, Fey, Fitzgibbon, Freeman, Goodman, Green, Habib, Haigh, Hansen, Hayes, Hope, Hudgins, Hunt, Hunter, Jinkins, Kagi, Kirby, Kochmar, Lias, Lytton,

Magendanz, Maxwell, McCoy, Moeller, Morrell, Morris, Moscoso, Nealey, O'Ban, Ormsby, Orwall, Pedersen, Pettigrew, Pollet, Reykdal, Riccelli, Roberts, Ryu, Santos, Sawyer, Seaquist, Sells, Smith, Springer, Stanford, Stonier, Sullivan, Tarleton, Tharinger, Upthegrove, Walsh, Warnick, Wylie, Zeiger and Mr. Speaker.

Voting nay: Representatives Alexander, Angel, Blake, Buys, Chandler, Condotta, Crouse, Dahlquist, DeBolt, Fagan, Haler, Hargrove, Harris, Hawkins, Holy, Hurst, Johnson, Klippert, Kretz, Kristiansen, MacEwen, Manweller, Orcutt, Overstreet, Parker, Pike, Rodne, Ross, Schmick, Scott, Shea, Short, Takko, Taylor, Van De Wege, Vick and Wilcox.

SUBSTITUTE HOUSE BILL NO. 1840, having received the necessary constitutional majority, was declared passed.

STATEMENT FOR THE JOURNAL

I intended to vote NAY on Substitute House Bill No. 1840.

Representative Magendanz, 5th District

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., March 13, 2013, the 59th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

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