

THIRTY-SEVENTH DAY, FEBRUARY 13, 2007

2007 REGULAR SESSION

THIRTY-SEVENTH DAY**NOON SESSION**

Senate Chamber, Olympia, Tuesday, February 13, 2007

The Senate was called to order at 12:00 noon by President Owen. No roll call was taken.

MOTION

On motion of Senator Eide, the reading of the Journal of the previous day was dispensed with and it was approved.

MOTION

There being no objection, the Senate advanced to the first order of business.

REPORTS OF STANDING COMMITTEES

February 9, 2007

SB 5060 Prime Sponsor, Honeyford: Changing the seriousness level for attempting to elude a pursuing police vehicle. Reported by Committee on Judiciary

MAJORITY recommendation: That Substitute Senate Bill No. 5060 be substituted therefor, and the substitute bill do pass. Signed by Senators Kline, Chair; Tom, Vice Chair; Carrell, Hargrove and Murray

Passed to Committee on Ways & Means.

February 9, 2007

SB 5221 Prime Sponsor, Hargrove: Revising provisions relating to the release of offenders. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5221 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Rules for second reading.

February 8, 2007

SB 5230 Prime Sponsor, Kohl-Welles: Funding the administration of Title 50 RCW, unemployment compensation. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: That Substitute Senate Bill No. 5230 be substituted therefor, and the substitute bill do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Hewitt, Holmquist and Prentice

Passed to Committee on Ways & Means.

February 9, 2007

SB 5243 Prime Sponsor, Brandland: Increasing the length of confinement for a parole violation committed by certain juvenile sex offenders. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5243 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Rules for second reading.

February 9, 2007

SB 5246 Prime Sponsor, Hargrove: Changing provisions affecting the placement of children. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5246 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Ways & Means.

February 12, 2007

SB 5257 Prime Sponsor, Jacobsen: Changing the name of the interagency committee for outdoor recreation to the recreation and conservation funding board. Reported by Committee on Natural Resources, Ocean & Recreation

MAJORITY recommendation: Do pass. Signed by Senators Jacobsen, Chair; Rockefeller, Vice Chair; Fraser, Hargrove, Poulsen and Spanel

MINORITY recommendation: Without recommendation. Signed by Senator Stevens

Passed to Committee on Rules for second reading.

February 12, 2007

SB 5269 Prime Sponsor, McAuliffe: Establishing the first peoples' language, culture, and history teacher certification program. Revised for 1st Substitute: Establishing the first peoples' language and culture teacher certification program. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That Substitute Senate Bill No. 5269 be substituted therefor, and the substitute bill do pass. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Clements, Eide, Hobbs, Holmquist, Kauffman, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

February 9, 2007

SB 5307 Prime Sponsor, Hargrove: Protecting employees, contract staff, and volunteers of a correctional agency from stalking. Revised for 1st Substitute: Increasing penalties for stalking persons who work with prisoners. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5307 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Rules for second reading.

February 9, 2007

SB 5316 Prime Sponsor, Kohl-Welles: Changing provisions relating to day-care insurance. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5316 be substituted therefor, and the substitute bill do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Rules for second reading.

February 9, 2007

SB 5378 Prime Sponsor, Weinstein: Modifying deeds of trust provisions. Reported by Committee on Judiciary

MAJORITY recommendation: That Substitute Senate Bill No. 5378 be substituted therefor, and the substitute bill do pass. Signed by Senators Kline, Chair; Tom, Vice Chair; Carrell, Hargrove, Murray and Weinstein

Passed to Committee on Rules for second reading.

February 9, 2007

SB 5526 Prime Sponsor, Hargrove: Modifying the definition of criminal act. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: Do pass. Signed by Senators Hargrove, Chair; Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Rules for second reading.

February 9, 2007

SB 5563 Prime Sponsor, Hargrove: Providing backup for mental health professionals doing home visits. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: Do pass. Signed by Senators Regala, Vice Chair; Brandland, Carrell, Marr, McAuliffe and Stevens

Passed to Committee on Ways & Means.

February 8, 2007

SB 5582 Prime Sponsor, Clements: Modifying provisions concerning the uniform regulation of business and professions. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Hewitt, Holmquist and Prentice

Passed to Committee on Rules for second reading.

February 12, 2007

SB 5665 Prime Sponsor, Keiser: Establishing the state employee health program and a state employee health demonstration project. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 5665 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Fairley, Kastama, Kohl-Welles, Marr and Pflug

MINORITY recommendation: Do not pass. Signed by Senator Carrell. Without recommendation. Signed by Senator Parlette

Passed to Committee on Ways & Means.

February 8, 2007

SB 5735 Prime Sponsor, Kohl-Welles: Modifying provisions regulating contractors. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: That Substitute Senate Bill No. 5735 be substituted therefor, and the substitute bill do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Hewitt, Holmquist and Prentice

Passed to Committee on Rules for second reading.

February 12, 2007

SB 5903 Prime Sponsor, Hargrove: Creating a cooperative agreement relating to the timber harvest excise taxation of timber harvests within the Quinault Indian Reservation. Reported by Committee on Natural Resources, Ocean & Recreation

MAJORITY recommendation: Without recommendation. Signed by Senators Jacobsen, Chair; Rockefeller, Vice Chair; Fraser, Hargrove, Poulsen, Spanel and Stevens

Passed to Committee on Ways & Means.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

February 12, 2007

SGA 9094 JUNE CANTY, appointed September 11, 2006, for the term ending June 30, 2010, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

February 12, 2007

SGA 9111 SHANNON ESPINOZA, appointed September 11, 2006, for the term ending June 30, 2010, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

February 12, 2007

SGA 9160 SHARON OKAMOTO, reappointed February 10, 2005, for the term ending May 31, 2008, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

February 12, 2007

SGA 9176 STEPHEN RUSHING, appointed September 11, 2006, for the term ending June 30, 2010, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

February 12, 2007

SGA 9187 JILL VAN GLUBT, appointed September 11, 2006, for the term ending June 30, 2010, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

February 12, 2007

SGA 9197 DONNA ZICKUHR, appointed September 11, 2006, for the term ending June 30, 2007, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Oemig, Rasmussen and Weinstein

Passed to Committee on Rules for second reading.

MOTION

On motion of Eide, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Senate Bill No. 5060 and Senate Bill No. 5246 which were referred to the Committee on Ways & Means.

MOTION

On motion of Senator Eide, the Senate advanced to the third order of business.

MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENTS

March 30, 2006

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON
Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

STEVEN DREW, appointed March 30, 2006, for the term ending December 31, 2008, as Member of the Interagency Committee for Outdoor Recreation.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Natural Resources, Ocean & Recreation.

January 11, 2007

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON
Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation.

KEVEN ROJECKI, appointed July 15, 2006, for the term ending June 30, 2012, as Member of the Gambling Commission.

Sincerely,

CHRISTINE O. GREGOIRE, Governor

Referred to Committee on Labor, Commerce, Research & Development.

MOTION

On motion of Senator Eide, all appointees listed on the Gubernatorial Appointments report were referred to the committees as designated.

MOTION

On motion of Senator Eide, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

SB 6002 by Senator Sheldon

AN ACT Relating to lake management districts; amending RCW 36.61.020 and 36.61.270; and adding a new section to chapter 36.61 RCW.

Referred to Committee on Government Operations & Elections.

SB 6003 by Senators Poulsen, Rockefeller, Honeyford, Pridemore, Holmquist, Kilmer, Morton and Kohl-Welles

AN ACT Relating to statewide authorization for the provision of cable service or video service by competitive cable service providers and competitive video service providers in competition with incumbent cable operators; and adding a new chapter to Title 80 RCW.

Referred to Committee on Water, Energy & Telecommunications.

SB 6004 by Senators Oemig, Kline and Hargrove

AN ACT Relating to exceptional sentences; and amending RCW 9.94A.537.

Referred to Committee on Judiciary.

SB 6005 by Senators Shin, Delvin, Kline, Weinstein and Tom

AN ACT Relating to interpreter services; amending RCW 2.42.120 and 2.43.040; and adding a new section to chapter 2.43 RCW.

Referred to Committee on Judiciary.

SB 6006 by Senator Swecker

AN ACT Relating to expanding the property tax exemption for public assembly halls; amending RCW 84.36.037; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 6007 by Senators Morton, Rasmussen, Shin and Hatfield

AN ACT Relating to protection of livestock; amending 2006 c 372 s 307 (uncodified); making an appropriation; and declaring an emergency.

Referred to Committee on Agriculture & Rural Economic Development.

THIRTY-SEVENTH DAY, FEBRUARY 13, 2007

2007 REGULAR SESSION

SB 6008 by Senators Murray, Shin, Kohl-Welles and Keiser

AN ACT Relating to encouraging donations of art by providing a carryforward use tax credit for charitable donations; and adding a new section to chapter 82.12 RCW.

Referred to Committee on Ways & Means.

SB 6009 by Senators Rasmussen, Hatfield, Shin, Morton, Tom, Kohl-Welles, Roach and Hobbs

AN ACT Relating to military service credit; and amending RCW 41.32.810, 41.35.470, and 41.40.710.

Referred to Committee on Ways & Means.

SB 6010 by Senators Poulsen, Brown, Jacobsen, Murray and Hargrove

AN ACT Relating to hydraulic project permits for activities in aquatic reserves; adding a new section to chapter 77.55 RCW; and declaring an emergency.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6011 by Senators Poulsen, Eide, Brown, Rockefeller, Spanel, Fraser, Weinstein, Murray, Pridemore and Keiser

AN ACT Relating to protecting Puget Sound water quality by creating an aquatic reserve near Maury Island; amending RCW 79.105.210; adding a new section to chapter 79.105 RCW; and declaring an emergency.

Referred to Committee on Water, Energy & Telecommunications.

SB 6012 by Senators Poulsen, Rockefeller, Pridemore, Oemig, Fraser and Regala

AN ACT Relating to shoreline master program provisions on islands in Puget Sound; and amending RCW 90.58.100.

Referred to Committee on Water, Energy & Telecommunications.

SB 6013 by Senator Hargrove

AN ACT Relating to state institutions; amending RCW 71A.20.020 and 72.23.020; adding a new section to chapter 41.06 RCW; adding a new section to chapter 72.05 RCW; adding a new section to chapter 72.16 RCW; adding a new section to chapter 72.19 RCW; adding a new section to chapter 72.20 RCW; adding a new section to chapter 72.40 RCW; adding a new section to chapter 72.36 RCW; adding a new section to chapter 28A.150 RCW; adding a new section to chapter 72.09 RCW; and adding a new chapter to Title 43 RCW.

Referred to Committee on Human Services & Corrections.

SJM 8015 by Senators Hobbs, Prentice, Fairley, Kauffman, Berkey, Marr, Fraser, Franklin, Pridemore, Brown, Murray, Eide, Rockefeller, Kastama, Kohl-Welles, Tom, Kilmer, Kline, Oemig, Delvin, Shin, Schoesler, Benton, McAuliffe, Spanel, Keiser, Sheldon, Roach, Parlette and Rasmussen

Requesting Congress to fund the United States Department of Veterans Affairs and stop the erosion of veterans' benefits for Washington State's veterans.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

Referred to Committee on Government Operations & Elections.

HB 1084 by Representatives Blake, VanDeWege, Kessler, Takko, Morrell, Curtis, Eickmeyer, Moeller, McCoy, Pettigrew, Haigh, Simpson, Lantz, Upthegrove, B. Sullivan, Linville, Hunt, Conway, Kenney, Wallace and Santos

AN ACT Relating to designating the Lady Washington as the official ship of the state of Washington; and adding a new section to chapter 1.20 RCW.

Referred to Committee on Government Operations & Elections.

SHB 1097 by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representatives Miloscia, Priest, Chase, Green, Ormsby, B. Sullivan, O'Brien, Morrell, Kenney, Moeller, Wallace, McCune and Simpson)

AN ACT Relating to protecting frail elders and vulnerable adults and persons with developmental disabilities from perpetrators who commit their crimes while providing transportation, within the course of their employment, to frail elders and vulnerable adults and persons with developmental disabilities; amending RCW 9A.44.050, 9A.44.100, and 9A.44.010; prescribing penalties; and declaring an emergency.

Referred to Committee on Judiciary.

HB 1116 by Representatives Miloscia, Pettigrew, Morrell, Ormsby, Green, B. Sullivan, Moeller, Dunn, Santos and Simpson

AN ACT Relating to creating a plan to increase the homeownership rate to seventy-five percent by 2020; creating a new section; and providing an expiration date.

Referred to Committee on Consumer Protection & Housing.

HB 1126 by Representatives Morrell, McDonald, Green, Takko, Ericks, Eickmeyer, Sells, Blake, Moeller, Flannigan, Conway, Linville, Kenney and Williams

AN ACT Relating to late renewal penalties for concealed pistol licenses; and amending RCW 9.41.070.

Referred to Committee on Judiciary.

HB 1127 by Representatives Morrell, Campbell, Green, VanDeWege, Sells, Takko, McDonald, Blake, Moeller, Kenney, Appleton, Flannigan, Hunt, Conway, Lantz, Kagi, Linville, Chase, Wallace, Ormsby, Haigh, Simpson, Hurst, P. Sullivan, Kelley, Rolfes, McCune, Haler and Santos

AN ACT Relating to military leave of absence; and amending RCW 38.40.060.

Referred to Committee on Government Operations & Elections.

THIRTY-SEVENTH DAY, FEBRUARY 13, 2007

2007 REGULAR SESSION

HB 1292 by Representatives Barlow, Ahern, Morrell, Hailey, Seaquist, Schindler, Appleton, Skinner, Williams, McDonald, Hurst, Campbell, Haler, Wood, Moeller, VanDeWege, McCune, Conway and Kenney

AN ACT Relating to establishing the eastern Washington state veterans' cemetery; adding a new section to chapter 72.36 RCW; and creating a new section.

Referred to Committee on Government Operations & Elections.

HB 1421 by Representatives Green, Miloscia, Kretz, Armstrong, Appleton, Kessler, Ormsby, Warnick and Moeller

AN ACT Relating to modifying the provisions of the address confidentiality program; and amending RCW 40.24.020, 40.24.030, 40.24.040, 40.24.060, and 40.24.070.

Referred to Committee on Government Operations & Elections.

HB 1437 by Representatives Eddy, Williams, Lantz, Seaquist, Appleton, Darneille, Rolfes, Lovick, Moeller and Ericks

AN ACT Relating to sexual assault protection orders; amending RCW 7.90.020; and adding a new section to chapter 7.90 RCW.

Referred to Committee on Judiciary.

SHB 1507 by House Committee on State Government & Tribal Affairs (originally sponsored by Representatives Seaquist, Bailey, Schual-Berke, Green, Kenney, Williams, Conway, Ericks, Lantz, Darneille, Linville, Moeller, Kelley, Morrell and Rolfes)

AN ACT Relating to shared leave for state employees in the uniformed services; amending RCW 41.04.665; adding a new section to chapter 41.04 RCW; adding a new section to chapter 43.79 RCW; and providing an effective date.

Referred to Committee on Government Operations & Elections.

MOTION

On motion of Senator Eide, all measures listed on the Introduction and First Reading report were referred to the committees as designated.

MOTION

On motion of Senator Eide, the Senate advanced to the eighth order of business.

MOTION

Senator Shin moved adoption of the following resolution:

SENATE RESOLUTION
8630

By Senators Shin and Sheldon

WHEREAS, The students selected for special recognition as Washington Scholars in 2007 have distinguished themselves as exceptional students, student leaders, and as talented and enthusiastic participants in many diverse activities including art,

debate, drama, honor societies, interscholastic sports, Junior Achievement, knowledge competitions, music, and student government; and

WHEREAS, These exemplary students have also contributed to the welfare of those less fortunate in their neighborhoods through volunteer efforts with community service organizations such as the United Way, Special Olympics, March of Dimes, Big Brothers, Big Sisters, community food drives, senior centers, scouting, and church groups; and

WHEREAS, The state of Washington benefits greatly from the accomplishments of these caring and gifted individuals, not only in their role as students, but also as citizens, role models for other young people, and future leaders of our communities and our state; and

WHEREAS, Through the Washington Scholars Program, the Governor, the Legislature, and the state's citizens have an opportunity to recognize and honor three outstanding seniors from each of the state's Forty-nine Legislative Districts for the students' exceptional academic achievements, leadership abilities, and contributions to their communities;

NOW, THEREFORE, BE IT RESOLVED, That the Senate honor and congratulate the Washington Scholars for their hard work, dedication, contributions, and maturity in achieving this significant accomplishment; and

BE IT FURTHER RESOLVED, That the families of these students be commended for the encouragement and support they have provided to the scholars; and

BE IT FURTHER RESOLVED, That the principals, teachers, and classmates of these highly esteemed students be recognized for the important part they played in helping the scholars to learn, contribute, lead, and excel; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to each of the Washington Scholars selected in 2007.

Senator Shin spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8630.

The motion by Senator Shin carried and the resolution was adopted by voice vote.

MOTION

At 12:07 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Wednesday, February 14, 2007.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

1084
Introduction & 1st Reading 4

1097-S
Introduction & 1st Reading 4

1116
Introduction & 1st Reading 4

1126
Introduction & 1st Reading 4

1127
Introduction & 1st Reading 4

1292
Introduction & 1st Reading 5

1421
Introduction & 1st Reading 5

1437
Introduction & 1st Reading 5

1507-S
Introduction & 1st Reading 5

5060
Committee Report 1
Other Action 3

5221
Committee Report 1

5230
Committee Report 1

5243
Committee Report 1

5246
Committee Report 1
Other Action 3

5257
Committee Report 1

5269
Committee Report 1

5307
Committee Report 1

5316
Committee Report 1

5378
Committee Report 2

5526
Committee Report 2

5563
Committee Report 2

5582
Committee Report 2

5665
Committee Report 2

5735
Committee Report 2

5903
Committee Report 2

6002
Introduction & 1st Reading 3

6003
Introduction & 1st Reading 3

6004
Introduction & 1st Reading 3

6005
Introduction & 1st Reading 3

6006
Introduction & 1st Reading 3

6007
Introduction & 1st Reading 3

THIRTY-SEVENTH DAY, FEBRUARY 13, 2007

2007 REGULAR SESSION

6008		
	Introduction & 1st Reading	4
6009		
	Introduction & 1st Reading	4
6010		
	Introduction & 1st Reading	4
6011		
	Introduction & 1st Reading	4
6012		
	Introduction & 1st Reading	4
6013		
	Introduction & 1st Reading	4
8015		
	Introduction & 1st Reading	4
8630		
	Adopted	5
	Introduced	5
9094		
	Committee Report	2
9111		
	Committee Report	2
9160		
	Committee Report	2
9176		
	Committee Report	2
9187		
	Committee Report	3
9197		
	Committee Report	3
MESSAGE FROM GOVERNOR		
	Gubernatorial Appointments	3

