

THIRTY-NINTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, February 15, 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 12, 2007

SB 5055 Prime Sponsor, Prentice: Concerning jurisdiction under the Indian gaming regulatory act. Reported by Committee on Labor, Commerce, Research & Development

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

MINORITY recommendation: Do not pass. Signed by Senators Clements and Holmquist

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5074 Prime Sponsor, Honeyford: Dividing water resource inventory area 29 into WRIA 29a and WRIA 29b. Reported by Committee on Water, Energy & Telecommunications

MAJORITY recommendation: That Substitute Senate Bill No. 5074 be substituted therefor, and the substitute bill do pass. Signed by Senators Poulsen, Chair; Rockefeller, Vice Chair; Fraser, Holmquist, Honeyford, Marr, Morton, Oemig, Pridemore and Regala

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5078 Prime Sponsor, Honeyford: Implementing rules for drivers when approaching stationary emergency vehicles and police vehicles on highways having less than four lanes. Revised for 1st Substitute: Implementing rules for drivers when approaching stationary emergency, roadside assistance, and police vehicles on highways having less than four lanes. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5078 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Murray, Vice Chair; Berkey, Clements, Delvin, Eide, Holmquist, Kastama, Kauffman, Kilmer, Pflug, Spanel and Swecker

Passed to Committee on Rules for second reading.

February 12, 2007

SB 5082 Prime Sponsor, Spanel: Modifying time periods for collective bargaining by state ferry employees. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: That Substitute Senate Bill No. 5082 be substituted therefor, and the substitute bill do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Holmquist, Murray and Prentice

Passed to Committee on Rules for second reading.

February 12, 2007

SB 5146 Prime Sponsor, Haugen: Regarding the imposition of motor vehicle excise taxes by regional transit authorities. Reported by Committee on Transportation

MAJORITY recommendation: Do pass. Signed by Senators Haugen, Chair; Marr, Vice Chair; Murray, Vice Chair; Berkey, Eide, Jacobsen, Kastama, Kauffman, Kilmer, Pflug, Sheldon, Spanel and Swecker

MINORITY recommendation: Do not pass. Signed by Senators Benton, Delvin and Holmquist. Without recommendation. Signed by Senator Clements

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5202 Prime Sponsor, Delvin: Concerning permissible weaponry for on-duty law enforcement officers. Reported by Committee on Judiciary

MAJORITY recommendation: That Substitute Senate Bill No. 5202 be substituted therefor, and the substitute bill do pass. Signed by Senators Kline, Chair; Tom, Vice Chair; Carrell, McCaslin and Weinstein

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5271 Prime Sponsor, Pridemore: Modifying when a special election may be held. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: That Substitute Senate Bill No. 5271 be substituted therefor, and the substitute bill do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Benton, Kline, Pridemore, Roach and Swecker

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5276 Prime Sponsor, Kohl-Welles: Limiting the use of automatic dialing and announcing devices. Reported by Committee on Consumer Protection & Housing

MAJORITY recommendation: That Substitute Senate Bill No. 5276 be substituted therefor, and the substitute bill do pass. Signed by Senators Weinstein, Chair; Kauffman, Vice Chair; Haugen, Jacobsen, Kilmer, McCaslin and Tom

MINORITY recommendation: Without recommendation. Signed by Senators Delvin and Honeyford

Passed to Committee on Rules for second reading.

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SB 5281 Prime Sponsor, Clements: Modifying the interest rate calculation on property removed from current use classification. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Kline, Pridemore, Roach and Swecker

MINORITY recommendation: Without recommendation. Signed by Senator Benton

Passed to Committee on Ways & Means.

February 13, 2007
SB 5416 Prime Sponsor, Kohl-Welles: Encouraging carbon dioxide mitigation. Reported by Committee on Water, Energy & Telecommunications

MAJORITY recommendation: Without recommendation. Signed by Senators Poulsen, Chair; Rockefeller, Vice Chair; Fraser, Holmquist, Honeyford, Marr, Morton, Oemig, Pridemore and Regala

Passed to Committee on Ways & Means.

February 12, 2007
SB 5534 Prime Sponsor, Kohl-Welles: Granting an exemption from unemployment compensation contributions for certain small performing arts industries. Revised for 1st Substitute: Creating an exemption from unemployment compensation for certain small performing arts industries. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: That Substitute Senate Bill No. 5534 be substituted therefor, and the substitute bill do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Holmquist, Murray and Prentice

Passed to Committee on Rules for second reading.

February 14, 2007
SB 5547 Prime Sponsor, Kline: Creating an office of the ombudsman for persons with developmental disabilities. Reported by Committee on Health & Long-Term Care

MAJORITY recommendation: That Substitute Senate Bill No. 5547 be substituted therefor, and the substitute bill do pass. Signed by Senators Keiser, Chair; Franklin, Vice Chair; Fairley, Kastama, Parlette and Pflug

Passed to Committee on Ways & Means.

February 14, 2007
SB 5609 Prime Sponsor, Murray: Modifying health care eligibility provisions for part-time academic employees of community and technical colleges. Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5611 Prime Sponsor, Jacobsen: Providing for a location endorsement to certain licenses for microbreweries and domestic breweries. Revised for 1st Substitute: Allowing microbreweries and breweries to open a second retail only location. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: That Substitute Senate Bill No. 5611 be substituted therefor, and the substitute bill do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Holmquist and Prentice

Passed to Committee on Rules for second reading.

February 13, 2007
SB 5620 Prime Sponsor, Fairley: Clarifying the authority of the civil service commissions for sheriffs' offices. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Benton, Kline, Roach and Swecker

Passed to Committee on Rules for second reading.

February 14, 2007
SB 5630 Prime Sponsor, Kastama: Clarifying how cities, towns, counties, public corporations, and port districts may participate in the federal new markets tax credit program. Reported by Committee on Economic Development, Trade & Management

MAJORITY recommendation: Do pass. Signed by Senators Kastama, Chair; Kilmer, Vice Chair; Clements, Kauffman and Shin

Passed to Committee on Rules for second reading.

February 13, 2007
SB 5637 Prime Sponsor, Regala: Concerning fees for petitioners of sexual assault protection orders. Reported by Committee on Judiciary

MAJORITY recommendation: Do pass. Signed by Senators Kline, Chair; Tom, Vice Chair; Carrell, Hargrove, McCaslin, Roach and Weinstein

Passed to Committee on Rules for second reading.

February 13, 2007
SB 5639 Prime Sponsor, Spanel: Authorizing a caterer's endorsement for licensed microbreweries. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: That Substitute Senate Bill No. 5639 be substituted therefor, and the substitute bill do pass. Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Holmquist and Prentice

Passed to Committee on Rules for second reading.

February 12, 2007
SB 5700 Prime Sponsor, Prentice: Requiring a state policy of neutrality towards unionization for persons using aerospace-related tax incentives. Reported by Committee on Labor, Commerce, Research & Development

MAJORITY recommendation: Without recommendation.

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Signed by Senators Kohl-Welles, Chair; Keiser, Vice Chair; Clements, Franklin, Holmquist, Murray and Prentice

Passed to Committee on Ways & Means.

February 13, 2007

SB 5720 Prime Sponsor, Marr: Conforming legal notice broadcast requirements to current practice. Reported by Committee on Judiciary

MAJORITY recommendation: That Substitute Senate Bill No. 5720 be substituted therefor, and the substitute bill do pass. Signed by Senators Kline, Chair; Tom, Vice Chair; Carrell, Hargrove, McCaslin, Roach and Weinstein

Passed to Committee on Rules for second reading.

February 13, 2007

SB 5742 Prime Sponsor, Brown: Creating a five-member option for civil service commissions for sheriffs' offices. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Do pass. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Benton, Kline, Roach and Swecker

Passed to Committee on Rules for second reading.

February 14, 2007

SB 5759 Prime Sponsor, Schoesler: Including the boards of trustees of technical colleges in the definition of "executive state officer." Reported by Committee on Higher Education

MAJORITY recommendation: Do pass. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 13, 2007

SB 6006 Prime Sponsor, Swecker: Expanding the property tax exemption for public assembly halls. Reported by Committee on Government Operations & Elections

MAJORITY recommendation: Without recommendation. Signed by Senators Fairley, Chair; Oemig, Vice Chair; Benton, Kline, Pridemore, Roach and Swecker

Passed to Committee on Ways & Means.

February 13, 2007

SJR 8208 Prime Sponsor, Haugen: Amending the state Constitution by requiring toll facility or operation revenue to be used solely for the facility or operation. Revised for 1st Substitute: Amending the state Constitution by requiring toll facility or corridor revenue to be used solely for the facility or corridor. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 8208 be substituted therefor, and the substitute bill do pass. Signed by Senators Haugen, Chair; Murray, Vice Chair; Berkey, Clements, Delvin, Eide, Holmquist, Kastama, Kauffman, Kilmer, Pflug, Spanel and Swecker

Passed to Committee on Rules for second reading.

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SHB 1117 Prime Sponsor, Committee on Housing: Recodifying statutes governing homeless families, housing, and assistance, and homelessness. Reported by Committee on Consumer Protection & Housing

MAJORITY recommendation: Do pass. Signed by Senators Weinstein, Chair; Kauffman, Vice Chair; Delvin, Haugen, Honeyford, Jacobsen, Kilmer, McCaslin and Tom

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

February 14, 2007

SGA 9084 MAX D. ANDERSON, appointed July 1, 2006, for the term ending September 30, 2010, as Member, Board of Trustees, Lower Columbia Community College District No. 13. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9096 MICHAEL CIRAULO, appointed September 14, 2006, for the term ending March 26, 2009, as Member of the Higher Education Facilities Authority. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9118 MARC GASPARD, appointed November 1, 2006, for the term ending September 30, 2008, as Member, Board of Trustees, Pierce Community College District No. 11. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9161 ROGER OLSTAD, appointed October 1, 2006, for the term ending September 30, 2011, as Member, Board of Trustees, Shoreline Community College District No. 7. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9178 MANFORD SIMCOCK, appointed March 30, 2006, for the term ending March 26, 2010, as Member of the Higher Education Facilities Authority. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9233 LAWTON CASE, appointed October 1, 2005, for the term ending September 30, 2010, as Member, Board of Trustees, Green River Community College District No. 10. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9234 CECILIA DELUNA-GAETA, appointed October 1, 2005, for the term ending September 30, 2010, as Member, Board of Trustees, Big Bend Community College District No. 18. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9235 DONALD ROOT, reappointed October 1, 2005, for the term ending September 30, 2010, as Member, Board of Trustees, Seattle, So. Seattle and No. Seattle Community Colleges District No. 6. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9241 RAJIV SHAH, appointed October 1, 2006, for the term ending September 30, 2011, as Member, Board of Trustees, Seattle, So. Seattle and No. Seattle Community Colleges District No. 6. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

February 14, 2007

SGA 9246 JEFFREY J. KOCHMAN, appointed January 24, 2007, for the term ending September 30, 2011, as Member, Board of Trustees, Technical College District #25 (Bellingham). Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Shin, Chair; Kilmer, Vice Chair; Berkey, Delvin, Schoesler and Sheldon

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Eide, all measures listed on the Standing Committee report were referred to the committees as designated.

MOTION

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

MESSAGE FROM THE HOUSE

February 14, 2007

MR. PRESIDENT:

The House has passed the following bills:
SUBSTITUTE HOUSE BILL NO. 1215,
HOUSE BILL NO. 1236,
SUBSTITUTE HOUSE BILL NO. 1238,
HOUSE BILL NO. 1247,
SUBSTITUTE HOUSE BILL NO. 1261,
SUBSTITUTE HOUSE BILL NO. 1262,
HOUSE BILL NO. 1305,
SUBSTITUTE HOUSE BILL NO. 1417,
HOUSE BILL NO. 1556,

and the same are herewith transmitted.

RICHARD NAFZIGER, Chief Clerk

MOTION

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

INTRODUCTION AND FIRST READING

SB 6038 by Senators Berkey, Benton, Hobbs, Schoesler, Parlette and Hatfield

AN ACT Relating to addressing published code reviser's notes in the financial institutions and insurance titles of the Revised Code of Washington; and amending RCW 30.04.020, 30.04.300, 30.12.190, 30.38.010, 32.20.330, 48.05.410, 48.05.430, 48.05.435, 48.05.465, 48.05.470, 48.05.475, 48.05.480, 48.09.270, 48.10.070, 48.10.300, 48.13.110, 48.20.012, 48.20.162, 48.20.282, 48.22.080, 48.23.080, 48.23.360, 48.29.040, 48.43.085, 48.43.370, 48.53.040, and 48.74.030.

Referred to Committee on Financial Institutions & Insurance.

SB 6039 by Senators Kline, Weinstein, Shin, Kohl-Welles, Hobbs, Kauffman, Rockefeller, Kilmer, Murray, Delvin, Marr, McAuliffe and Jacobsen

AN ACT Relating to the University of Washington school of law public service legal loan repayment assistance program; adding a new section to chapter 28B.20 RCW; creating a new section; and making appropriations.

Referred to Committee on Higher Education.

SB 6040 by Senators Hatfield, Zarelli, Hobbs, Delvin and Tom; by request of Lieutenant Governor

AN ACT Relating to authorizing the creation of a public speedway authority; amending RCW 36.38.010, 35.21.280, 36.70A.110, 47.42.025, 70.107.080, 39.04.010, 84.33.140, 76.09.060, 35.13.005, 35.13.180, 36.94.020, 36.94.030,

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35.91.020, 84.34.037, and 36.96.010; reenacting and amending RCW 82.29A.130; adding new sections to chapter 82.14 RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; adding a new chapter to Title 36 RCW; creating new sections; providing an effective date; and declaring an emergency.

Referred to Committee on Agriculture & Rural Economic Development.

SB 6041 by Senator Regala

AN ACT Relating to the home care quality authority; and amending RCW 74.39A.290.

Referred to Committee on Health & Long-Term Care.

SB 6042 by Senators Franklin, Kohl-Welles, Keiser, Murray, Clements, Fairley, Spanel, Kastama and Rasmussen

AN ACT Relating to requiring a recess period for elementary school students; adding a new section to chapter 28A.320 RCW; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6043 by Senators Holmquist and Benton

AN ACT Relating to the governance structure of the department of fish and wildlife; and creating a new section.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6044 by Senators Rockefeller and Swecker

AN ACT Relating to derelict vessels; amending RCW 79.100.010, 79.100.040, 79.100.100, 90.56.510, 88.02.050, and 88.02.050; adding new sections to chapter 88.02 RCW; creating a new section; providing an effective date; and providing an expiration date.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 6045 by Senators Haugen, Swecker, Spanel and Murray

AN ACT Relating to transportation regulation; amending RCW 7.60.005, 7.60.025, 8.24.040, 9.26A.110, 9.73.070, 10.93.020, 15.65.610, 15.66.270, 18.27.090, 19.02.050, 19.28.311, 19.29A.010, 19.86.170, 19.122.020, 19.122.027, 19.122.035, 19.122.055, 19.138.021, 19.158.020, 19.158.110, 19.182.110, 19.250.010, 19.280.020, 23.86.400, 23B.01.590, 24.06.600, 28A.160.010, 28A.160.100, 28A.160.120, 28A.335.320, 34.05.380, 34.12.020, 35.02.160, 35.13.280, 35.21.455, 35.58.240, 35.58.250, 35.84.060, 35.92.052, 35.97.040, 35A.14.900, 35A.21.125, 35A.81.010, 36.57.040, 36.57A.090, 36.57A.100, 36.58.040, 36.58.045, 36.58.050, 36.58A.030, 36.58A.040, 36.86.100, 38.52.520, 38.52.530, 39.34.085, 39.35C.030, 41.26.030, 41.26.030, 42.17.2401, 42.17.241, 42.56.330, 43.20A.725, 43.21F.055, 43.21F.060, 43.21G.080, 43.44.130, 43.52.450, 43.59.010, 43.59.040, 46.04.480, 46.16.125, 46.25.170, 46.30.020, 46.32.010, 46.32.080, 46.32.090, 46.32.100, 46.48.175, 46.52.060, 46.61.350, 46.61.410, 46.72.010, 46.72.040, 46.72.050, 46.72.060, 46.73.010, 46.73.020, 46.76.010, 46.76.067,

47.06.050, 47.06A.020, 47.06A.040, 47.12.066, 47.32.140, 47.36.050, 47.36.070, 47.76.230, 47.76.240, 47.79.020, 48.22.110, 53.08.005, 54.04.045, 54.04.100, 54.16.005, 54.16.040, 54.44.020, 54.48.030, 54.48.040, 64.04.200, 69.04.960, 69.04.980, 70.74.010, 70.74.191, 70.94.610, 70.95.030, 70.95.090, 70.95.235, 70.95.320, 70.95.400, 70.95J.020, 70.95K.010, 70.95K.030, 70.95K.040, 70.95N.030, 70.116.134, 79.36.380, 79.36.400, 79.36.410, 79.36.600, 79.36.630, 79.36.640, 79.110.040, 79.110.050, 80.01.010, 80.01.040, 80.01.080, 80.01.300, 80.04.010, 80.08.010, 80.12.010, 80.16.010, 80.24.060, 80.28.075, 80.28.190, 80.28.210, 80.28.220, 80.28.240, 80.28.250, 80.36.390, 80.36.400, 80.36.430, 80.36.500, 80.36.520, 80.36.540, 80.36.555, 80.36.560, 80.36.620, 80.40.010, 80.40.040, 80.40.050, 80.50.030, 80.54.070, 80.60.010, 81.04.010, 81.04.080, 81.04.160, 81.08.010, 81.12.010, 81.20.010, 81.20.020, 81.24.010, 81.24.050, 81.24.070, 81.24.080, 81.28.010, 81.44.010, 81.44.020, 81.44.040, 81.44.032, 81.44.065, 81.44.070, 81.48.015, 81.53.010, 81.53.020, 81.53.050, 81.53.070, 81.53.080, 81.53.110, 81.53.120, 81.53.130, 81.53.140, 81.53.150, 81.53.160, 81.53.170, 81.53.180, 81.53.190, 81.53.200, 81.53.210, 81.53.220, 81.53.240, 81.53.250, 81.53.261, 81.53.271, 81.53.275, 81.53.281, 81.53.291, 81.53.420, 81.61.020, 81.61.030, 81.61.040, 81.77.010, 81.77.040, 81.104.120, 81.112.090, 82.08.0255, 82.12.0256, 82.14B.030, 82.16.010, 82.16.055, 82.26.105, 82.36.285, 82.38.080, 84.12.230, 87.03.015, 87.03.115, 87.03.137, 87.03.828, 87.03.840, and 88.16.190; reenacting and amending RCW 39.29.040, 39.35C.080, 46.16.160, 46.44.105, 46.61.687, 46.74.010, 47.60.120, and 82.14B.030; adding a new section to chapter 46.16 RCW; adding a new section to chapter 81.04 RCW; adding a new section to chapter 81.28 RCW; adding a new section to chapter 81.44 RCW; adding a new section to chapter 81.53 RCW; adding a new chapter to Title 46 RCW; adding new chapters to Title 80 RCW; adding a new chapter to Title 81 RCW; recodifying RCW 46.32.080, 46.32.100, 81.77.010, 81.77.015, 81.77.020, 81.77.0201, 81.77.030, 81.77.040, 81.77.050, 81.77.060, 81.77.070, 81.77.080, 81.77.090, 81.77.100, 81.77.110, 81.77.120, 81.77.130, 81.77.140, 81.77.160, 81.77.170, 81.77.180, 81.77.185, 81.77.190, 81.88.005, 81.88.010, 81.88.020, 81.88.030, 81.88.040, 81.88.050, 81.88.060, 81.88.070, 81.88.080, 81.88.090, 81.88.100, 81.88.110, 81.88.140, 81.88.150, 81.88.900, 81.88.901, 81.88.902, 81.108.010, 81.108.020, 81.108.030, 81.108.040, 81.108.050, 81.108.060, 81.108.070, 81.108.080, 81.108.090, 81.108.100, 81.108.110, 81.108.900, and 81.108.901; repealing RCW 19.27A.035, 36.54.180, 49.17.350, 70.95.900, 81.01.010, 81.24.020, 81.24.030, 81.24.090, 81.40.010, 81.40.095, 81.44.096, 81.44.098, 81.44.099, 81.66.010, 81.66.020, 81.66.030, 81.66.040, 81.66.050, 81.66.060, 81.68.010, 81.68.015, 81.68.020, 81.68.030, 81.68.040, 81.68.046, 81.68.050, 81.68.060, 81.68.065, 81.68.070, 81.68.080, 81.68.090, 81.70.010, 81.70.020, 81.70.030, 81.70.220, 81.70.230, 81.70.240, 81.70.250, 81.70.260, 81.70.270, 81.70.280, 81.70.290, 81.70.300, 81.70.310, 81.70.320, 81.70.330, 81.70.340, 81.70.350, 81.70.360, 81.80.010, 81.80.020, 81.80.030, 81.80.040, 81.80.045, 81.80.050, 81.80.060, 81.80.070, 81.80.080, 81.80.090, 81.80.100, 81.80.110, 81.80.115, 81.80.120, 81.80.130, 81.80.132, 81.80.140, 81.80.150, 81.80.170, 81.80.175, 81.80.190, 81.80.195, 81.80.200, 81.80.211, 81.80.220, 81.80.230, 81.80.240, 81.80.250, 81.80.260, 81.80.270, 81.80.272, 81.80.280, 81.80.290, 81.80.301, 81.80.305, 81.80.312, 81.80.318, 81.80.321, 81.80.330, 81.80.340, 81.80.345, 81.80.346, 81.80.355, 81.80.357, 81.80.360, 81.80.370, 81.80.371, 81.80.375, 81.80.380, 81.80.381, 81.80.391, 81.80.395, 81.80.400,

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81.80.410, 81.80.420, 81.80.430, 81.80.440, 81.80.450, 81.80.460, 81.84.010, 81.84.020, 81.84.025, 81.84.030, 81.84.040, 81.84.050, 81.84.060, and 81.84.070; prescribing penalties; providing an effective date; providing a contingent effective date; providing an expiration date; and providing a contingent expiration date.

Referred to Committee on Transportation.

SB 6046 by Senators Kilmer, Poulsen, Kline, Oemig, Kohl-Welles, Tom, Murray, Marr and Jacobsen

AN ACT Relating to granting certain electric utilities the authority to mitigate the environmental impacts of their operations; adding a new section to chapter 35.92 RCW; adding a new section to chapter 54.04 RCW; and creating a new section.

Referred to Committee on Water, Energy & Telecommunications.

SB 6047 by Senators Kohl-Welles, Weinstein, Fairley, Oemig, McAuliffe, Pridemore, Regala and Kline

AN ACT Relating to student privacy and directory information; adding a new section to chapter 28A.230 RCW; and creating a new section.

Referred to Committee on Early Learning & K-12 Education.

SB 6048 by Senators Holmquist, Sheldon, Clements and Rasmussen

AN ACT Relating to primaries and elections; amending RCW 29A.04.008, 29A.08.161, 29A.40.091, 29A.44.201, 29A.44.221, 29A.44.231, 29A.52.111, 29A.52.112, 29A.52.116, 29A.52.141, 29A.52.151, 29A.24.031, 29A.36.011, 29A.36.101, 29A.36.121, 29A.36.161, 29A.36.171, 29A.52.231, 29A.04.008, 29A.04.128, 29A.04.216, 29A.04.311, 29A.08.161, 29A.12.080, 29A.20.021, 29A.24.081, 29A.24.091, 29A.24.101, 29A.24.131, 29A.24.141, 29A.24.151, 29A.24.161, 29A.24.171, 29A.24.181, 29A.24.191, 29A.24.211, 29A.24.311, 29A.28.041, 29A.28.061, 29A.32.031, 29A.32.241, 29A.36.131, 29A.36.151, 29A.40.061, 29A.40.091, 29A.44.201, 29A.44.221, 29A.44.231, 29A.44.410, 29A.44.430, 29A.48.020, 29A.48.060, 29A.52.011, 29A.52.210, 29A.52.220, 29A.52.311, 29A.52.351, 29A.60.221, 29A.60.240, 29A.64.011, 29A.64.030, 36.16.110, 36.16.115, 36.32.0558, and 36.32.070; reenacting and amending RCW 29A.04.611; creating new sections; repealing RCW 29A.32.036, 29A.36.104, 29A.36.106, 29A.52.106, 29A.52.116, 29A.52.141, 29A.52.151, 29A.52.161, 29A.24.210, 29A.28.011, 29A.28.071, 29A.32.036, 29A.36.104, 29A.36.106, 29A.36.191, 29A.52.106, 29A.52.321, 29A.80.011, 29A.80.020, 29A.80.030, 29A.80.041, 29A.80.051, and 29A.80.061; and providing a contingent effective date.

Referred to Committee on Government Operations & Elections.

SB 6049 by Senators Holmquist and Stevens

AN ACT Relating to enhancing the punishment for theft when the damages to the victim greatly exceed the value of the stolen property; reenacting and amending RCW

9.94A.533; and adding a new section to chapter 9.94A RCW.

Referred to Committee on Judiciary.

SB 6050 by Senators Holmquist, Schoesler and Stevens

AN ACT Relating to exempting property owners from injury caused to another person as a result of metal theft; and adding a new section to chapter 4.24 RCW.

Referred to Committee on Judiciary.

SB 6051 by Senators Holmquist, Schoesler, Carrell and Clements

AN ACT Relating to defining an eligible renewable resource; and amending RCW 19.285.030.

Referred to Committee on Water, Energy & Telecommunications.

SB 6052 by Senators Holmquist, Kline and Hargrove

AN ACT Relating to requiring arson offenders to register with the county sheriff; amending RCW 9A.48.010, 10.01.200, 70.48.470, and 72.09.330; adding new sections to chapter 9A.48 RCW; adding a new section to chapter 43.43 RCW; creating a new section; and prescribing penalties.

Referred to Committee on Human Services & Corrections.

SB 6053 by Senators Spanel, Jacobsen, Haugen, Hargrove, Hatfield, Morton, Murray, Fairley and Kohl-Welles

AN ACT Relating to providing management authority over food fish and shellfish resources to the director of fish and wildlife; amending RCW 77.04.012, 77.04.040, 77.04.055, 77.04.130, 77.04.140, 77.04.160, 77.08.010, 77.08.022, 77.12.010, 77.12.020, 77.12.045, 77.12.047, 77.12.152, 77.12.275, 77.12.285, 77.12.320, 77.12.325, 77.12.330, 77.12.420, 77.12.455, 77.12.755, 77.12.865, 77.12.870, 77.12.875, 77.12.878, 77.12.879, 77.15.096, 77.15.120, 77.15.130, 77.15.160, 77.15.250, 77.15.253, 77.15.290, 77.15.530, 77.15.554, 77.15.590, 77.32.025, 77.32.070, 77.32.430, 77.32.500, 77.50.010, 77.50.020, 77.50.040, 77.50.050, 77.50.070, 77.50.090, 77.50.100, 77.50.110, 77.55.011, 77.55.081, 77.55.091, 77.55.191, 77.60.020, 77.60.030, 77.60.100, 77.60.110, 77.60.120, 77.60.150, 77.65.020, 77.65.030, 77.65.050, 77.65.070, 77.65.080, 77.65.090, 77.65.130, 77.65.160, 77.65.180, 77.65.310, 77.65.320, 77.65.350, 77.65.420, 77.65.510, 77.65.520, 77.70.010, 77.70.130, 77.70.150, 77.70.180, 77.70.190, 77.70.210, 77.70.330, 77.70.350, 77.70.400, 77.70.410, 77.70.420, 77.70.430, 77.70.450, 77.70.460, 77.70.470, 77.75.020, 77.75.040, 77.75.140, 77.85.220, 77.85.230, 77.95.010, 77.95.020, 77.95.030, 77.95.040, 77.95.060, 77.95.090, 77.95.100, 77.95.110, 77.95.140, 77.95.200, 77.95.210, 77.95.270, 77.95.300, 77.95.310, 77.100.040, 77.105.010, 77.105.020, 77.105.030, 77.105.040, 77.105.050, 77.105.060, 77.105.070, 77.105.090, 77.105.130, 77.115.010, 77.120.030, 77.120.040, 77.120.050, 77.120.060, 77.120.090, 77.125.040, 15.85.010, 16.36.005, 43.17.020, 69.30.070, 79.105.430, 79.135.030, 79.135.230, 79.135.320, 79.135.410, 87.84.061, and 90.03.360; creating new sections; and repealing RCW 77.04.013.

THIRTY-NINTH DAY, FEBRUARY 15, 2007

2007 REGULAR SESSION

Referred to Committee on Natural Resources, Ocean & Recreation.

SJM 8016 by Senators Oemig, Regala, Kohl-Welles, Kline, Spanel, Fairley, Kauffman, Fraser and Prentice

Requesting an impeachment investigation into actions by President Bush and Vice President Cheney.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

Referred to Committee on Government Operations & Elections.

SHB 1215 by House Committee on Commerce & Labor (originally sponsored by Representative McDonald)

AN ACT Relating to regulating alcohol vaporizing devices; reenacting and amending RCW 66.04.010; adding a new section to chapter 66.44 RCW; and prescribing penalties.

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

HB 1236 by Representatives Roach, Kirby, Simpson and Moeller

AN ACT Relating to the capital and surplus requirements necessary to transact insurance; and amending RCW 48.05.340.

Referred to Committee on Financial Institutions & Insurance.

SHB 1238 by House Committee on Local Government (originally sponsored by Representatives Takko, Curtis, Simpson and Moeller)

AN ACT Relating to water-sewer districts; amending RCW 36.55.060, 44.04.170, 57.08.005, and 57.08.120; adding new sections to chapter 57.24 RCW; and adding a new section to chapter 35.21 RCW.

Referred to Committee on Government Operations & Elections.

HB 1247 by Representatives Morrell, Hinkle, Cody, Wallace and Moeller

AN ACT Relating to eligibility for long-term care services; and adding a new section to chapter 74.04 RCW.

Referred to Committee on Health & Long-Term Care.

SHB 1261 by House Committee on Appropriations (originally sponsored by Representatives Crouse, Fromhold, Conway, Kenney, Ericks, Simpson, McDonald, Moeller, Campbell and Pearson)

AN ACT Relating to purchasing service credit for periods of temporary duty disability in the law enforcement officers' and fire fighters' retirement system plan 2, the teachers' retirement system, the school employees' retirement system, and the public safety employees' retirement system; amending RCW 41.35.070 and 41.37.060; adding a new section to chapter 41.26 RCW; and adding a new section to chapter 41.32 RCW.

Referred to Committee on Ways & Means.

SHB 1262 by House Committee on Appropriations (originally sponsored by Representatives Bailey, Conway, Fromhold, Ericks, Simpson and Moeller)

AN ACT Relating to the public employment of retirees from the teachers' retirement system plan 1 and the public employees' retirement system plan 1; amending RCW 41.32.055, 41.32.570, 41.40.010, and 41.40.037; reenacting and amending RCW 41.32.010; and prescribing penalties.

Referred to Committee on Ways & Means.

HB 1305 by Representatives Kretz, Warnick, Hailey, McCoy, Newhouse and Haler

AN ACT Relating to the regulation of food lockers; amending RCW 19.02.110 and 43.70.900; and repealing RCW 19.32.005, 19.32.010, 19.32.020, 19.32.030, 19.32.040, 19.32.050, 19.32.055, 19.32.060, 19.32.090, 19.32.100, 19.32.110, 19.32.150, 19.32.160, 19.32.165, 19.32.170, 19.32.180, and 19.32.900.

Referred to Committee on Agriculture & Rural Economic Development.

SHB 1417 by House Committee on Appropriations (originally sponsored by Representatives Lovick, Roach, Simpson, Hurst, O'Brien, Eddy, Ericks, Eickmeyer, Kelley, VanDeWege, Pedersen, Sells, Hankins, B. Sullivan, Dickerson, Rodne, Springer, Appleton, Rolfes, Hudgins, Pettigrew, Williams, Kessler, Green, Ormsby, P. Sullivan and Santos)

AN ACT Relating to Washington state patrol survivor benefits; amending RCW 43.43.285 and 41.05.011; amending 2006 c 345 s 2 (uncodified); and adding a new section to chapter 43.43 RCW.

Referred to Committee on Transportation.

HB 1556 by Representatives Walsh, Grant, Haler, Sells, Springer, O'Brien, Seaquist, Ahern, Takko, Williams, Ericks, Roberts, Strow, Linville, Ormsby and McDermott

AN ACT Relating to designating the Walla Walla sweet onion as the official Washington state vegetable; and adding a new section to chapter 1.20 RCW.

Referred to Committee on Agriculture & Rural Economic Development.

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 Stevens moved adoption of the following resolution:

SENATE RESOLUTION
8612

THIRTY-NINTH DAY, FEBRUARY 15, 2007

By Senators Stevens, Rasmussen, Franklin, Brown, Prentice, Holmquist, Roach, Zarelli, Parlette, Benton, Shin, Swecker, Eide, Hargrove, Rockefeller, Kohl-Welles, Clements, Kilmer, Morton, Delvin, Sheldon, Honeyford, Hatfield and Jacobsen

WHEREAS, The state of Washington recognizes the critical importance and fundamental right of parents to be actively involved in the direction of their children's education and character development; and

WHEREAS, Home schools can provide families the opportunity for their children to receive a sound academic education and reinforced by the at-home educational process; and

WHEREAS, The state of Washington is committed to excellence in education and student achievement; and

WHEREAS, Studies confirm that children who are educated at home score exceptionally well on nationally normed achievement tests, exhibit self-confidence and good citizenship, and are fully prepared to meet the challenge of today's society; and

WHEREAS, The state of Washington appropriately recognizes, by law, the right to home education as a legitimate and viable educational alternative; and

WHEREAS, Teaching children at home was the predominant form of education for much of America's early years; and

WHEREAS, Many notable Americans have been the product of home education, including George and Martha Washington, Benjamin Franklin, Abigail Adams, John Quincy Adams, Thomas Edison, Helen Keller, Douglas MacArthur, Pearl S. Buck, Franklin Roosevelt, Patrick Henry, John Marshall, Abraham Lincoln, Booker T. Washington, and Woodrow Wilson; and

WHEREAS, Washington now has more children being educated at home schools than ever before in the history of our state; and

WHEREAS, Some parents of students who home school have accepted an additional financial responsibility to provide for their children's education, while at the same time paying taxes that support Washington's public school system; and

WHEREAS, Some parent educators devote countless hours to helping their children attain academic excellence, a deep sense of patriotism, and civic responsibility and prepare them to become productive citizens; and

WHEREAS, It is appropriate that Washington's home-educating families be recognized for their selfless contribution to the quality of education in this great state;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington hereby honor, thank, and celebrate the home-educating families in the state.

Senators Stevens and Rockefeller spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8612.

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

MOTION

At 12:09 p.m., on motion of Senator Eide, the Senate adjourned until 10:00 a.m. Friday, February 16, 2007.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate

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