

THIRTY EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, February 20, 2013

The Senate was called to order at 10:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senator Ranker.

The Sergeant at Arms Color Guard consisting of Pages Annika Steele and Michelle Steele, presented the Colors. Pastor Jim Ladd of Evergreen Christian Community Church of Olympia offered the prayer.

MOTION

On motion of Senator Fain, 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 18, 2013

SI 517 Prime Sponsor, People of the State of Washington: Initiative and referendum. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5065 Prime Sponsor, Senator Mullet: Regulating the settling of certain insurer transactions. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain; Hatfield and Roach.

MINORITY recommendation: Do not pass. Signed by Senator Nelson.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5182 Prime Sponsor, Senator Carrell: Addressing the disclosure of vehicle owner information. Reported by Committee on Transportation

MAJORITY recommendation: That Substitute Senate Bill No. 5182 be substituted therefor, and the substitute bill do pass. Signed by Senators Benton, Vice Co-Chair; Eide, Co-Chair; Hobbs, Vice Co-Chair; King, Co-Chair; Brown; Carrell; Ericksen; Fain, Budget Leadership Cabinet; Harper; Mullet; Rolfes; Schlicher; Sheldon and Smith.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5184 Prime Sponsor, Senator Benton: Expanding the membership of the capital projects advisory review board. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5184 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5210 Prime Sponsor, Senator Nelson: Regulating mortgage brokers. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 5210 be substituted therefor, and the substitute bill do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain; Hatfield; Nelson and Roach.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5213 Prime Sponsor, Senator Becker: Concerning prescription review for medicaid managed care enrollees. Reported by Committee on Health Care

MAJORITY recommendation: That Substitute Senate Bill No. 5213 be substituted therefor, and the substitute bill do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Bailey; Cleveland; Ericksen; Frockt; Keiser, Ranking Member; Parlette and Schlicher.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5219 Prime Sponsor, Senator Honeyford: Retaining water resources to assure the vitality of local economies. Reported by Committee on Agriculture, Water & Rural Economic Development

MAJORITY recommendation: That Substitute Senate Bill No. 5219 be substituted therefor, and the substitute bill do pass. Signed by Senators Hatfield, Chair; Brown; Hobbs; Honeyford, Ranking Member; Schoesler and Shin.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5249 Prime Sponsor, Senator Chase: Creating a business and occupation tax credit for hiring certain persons in manufacturing. Reported by Committee on Trade & Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Braun, Chair; Smith, Vice Chair; Chase, Ranking Member; Holmquist Newbry; Schlicher and Shin.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5251 Prime Sponsor, Senator Chase: Exempting certain manufacturing research and development activities from business and occupation taxation. Reported by Committee on Trade & Economic Development

MAJORITY recommendation: That Substitute Senate Bill No. 5251 be substituted therefor, and the substitute bill do pass. Signed by Senators Braun, Chair; Smith, Vice Chair; Chase, Ranking Member; Holmquist Newbry; Schlicher and Shin.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5315 Prime Sponsor, Senator Becker: Implementing the recommendations made by the Powell fatality team. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5315 be substituted therefor, and the substitute bill do pass. Signed by Senators Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove; Harper and Padden.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5316 Prime Sponsor, Senator Becker: Adopting a model policy to require a third person to be present during interviews. 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 Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove; Harper and Padden.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5332 Prime Sponsor, Senator Roach: Modifying the percentage of votes required to approve benefit charges for fire protection districts. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5332 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5338 Prime Sponsor, Senator Hobbs: Addressing nonprofit debt adjusters. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 5338 be substituted therefor, and the substitute bill do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain; Hatfield and Roach.

MINORITY recommendation: Do not pass. Signed by Senator Nelson.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5347 Prime Sponsor, Senator Rivers: Assuring the people's right to vote on initiatives that submit sufficient valid voter signatures. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5399 Prime Sponsor, Senator Dammeier: Addressing the timing of penalties under the growth management act. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5399 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5411 Prime Sponsor, Senator Rolfes: Requiring the ballot proposition to reduce the terms of office of port commissioners to be submitted at the next general election. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5417 Prime Sponsor, Senator Mullet: Concerning the annexation of unincorporated territory within a code city. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway and Rivers.

MINORITY recommendation: Do not pass. Signed by Senator Hasegawa, Ranking Member.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5444 Prime Sponsor, Senator Hasegawa: Creating greater efficiency in the offices of county assessor by eliminating the requirement to annually appraise tax-exempt government properties. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5444 be substituted therefor, and the substitute bill do

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pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Hasegawa, Ranking Member and Rivers.

SB 5475 Prime Sponsor, Senator Harper: Creating a licensing category for receiving care centers. Reported by Committee on Human Services & Corrections

Passed to Committee on Ways & Means.

MAJORITY recommendation: That Substitute Senate Bill No. 5475 be substituted therefor, and the substitute bill do pass. Signed by Senators Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove; Harper and Padden.

February 19, 2013

SB 5450 Prime Sponsor, Senator Parlette: Concerning public hospital districts insurance coverage for commissioners. Reported by Committee on Health Care

Passed to Committee on Rules for second reading.

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Bailey; Cleveland; Ericksen; Frockt; Keiser, Ranking Member; Parlette and Schlicher.

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SB 5495 Prime Sponsor, Senator Holmquist Newbry: Expanding the membership of the state building code council. Reported by Committee on Governmental Operations

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5459 Prime Sponsor, Senator Becker: Requiring ninety-day supply limits on certain drugs dispensed by a pharmacist. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senator Conway.

MAJORITY recommendation: That Substitute Senate Bill No. 5459 be substituted therefor, and the substitute bill do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Bailey; Cleveland; Ericksen; Frockt; Keiser, Ranking Member; Parlette and Schlicher.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

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SB 5499 Prime Sponsor, Senator Benton: Changing the time for filing initiative measures. Reported by Committee on Governmental Operations

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SB 5460 Prime Sponsor, Senator Darneille: Concerning the rights of parents who are incarcerated or in residential substance abuse treatment. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa, Ranking Member.

MAJORITY recommendation: That Substitute Senate Bill No. 5460 be substituted therefor, and the substitute bill do pass. Signed by Senators Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove and Harper.

Passed to Committee on Rules for second reading.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Padden.

February 18, 2013

SB 5500 Prime Sponsor, Senator Benton: Providing a replacement ballot by telephone, mail, or in person to a voter who is not a voter that is overseas or in the military. Reported by Committee on Governmental Operations

Passed to Committee on Ways & Means.

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa, Ranking Member.

SB 5461 Prime Sponsor, Senator Darneille: Modifying provisions regarding the representation of children in dependency matters. Reported by Committee on Human Services & Corrections

Passed to Committee on Rules for second reading.

MAJORITY recommendation: That Substitute Senate Bill No. 5461 be substituted therefor, and the substitute bill do pass. Signed by Senators Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove and Harper.

February 18, 2013

SB 5505 Prime Sponsor, Senator Roach: Encouraging valid voter signatures on petitions count and timely validation of signatures. Reported by Committee on Governmental Operations

MINORITY recommendation: Do not pass. Signed by Senator Padden.

Passed to Committee on Ways & Means.

MAJORITY recommendation: That Substitute Senate Bill No. 5505 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair;

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Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

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SB 5507 Prime Sponsor, Senator Billig: Increasing transparency of donors to candidates and ballot measures. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5507 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5508 Prime Sponsor, Senator Hatfield: Restricting prevailing wages on certain rural school district projects. Reported by Committee on Commerce & Labor

MAJORITY recommendation: That Substitute Senate Bill No. 5508 be substituted therefor, and the substitute bill do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Hewitt and King.

MINORITY recommendation: Do not pass. Signed by Senators Conway, Ranking Member; Hasegawa and Keiser.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5510 Prime Sponsor, Senator Becker: Concerning the abuse of vulnerable adults. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Bailey; Cleveland; Ericksen; Frockt; Keiser, Ranking Member; Parlette and Schlicher.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5514 Prime Sponsor, Senator Roach: Concerning utility rates and charges for vacant mobile home lots in manufactured housing communities. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Fraser; Hasegawa, Ranking Member.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5518 Prime Sponsor, Senator Roach: Making nonsubstantive changes to election laws. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5518 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5541 Prime Sponsor, Senator Hobbs: Concerning the redemption of real property. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: Do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Benton, Ranking Member; Fain; Hatfield; Nelson and Roach.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5577 Prime Sponsor, Senator Carrell: Protecting public employees who act ethically and legally. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: That Substitute Senate Bill No. 5577 be substituted therefor, and the substitute bill do pass. Signed by Senators Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove; Harper and Padden.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5598 Prime Sponsor, Senator Mullet: Concerning the disposition of surplus property for the development of affordable housing. Reported by Committee on Financial Institutions, Housing & Insurance

MAJORITY recommendation: That Substitute Senate Bill No. 5598 be substituted therefor, and the substitute bill do pass. Signed by Senators Hobbs, Chair; Mullet, Vice Chair; Fain and Nelson.

MINORITY recommendation: Do not pass. Signed by Senator Benton, Ranking Member.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5606 Prime Sponsor, Senator Roach: Concerning fire suppression water facilities and services provided by municipal and other water purveyors. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5624 Prime Sponsor, Senator McAuliffe: Aligning high-demand secondary STEM or career and technical education programs with applied baccalaureate programs. Reported by Committee on Higher Education

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MAJORITY recommendation: That Substitute Senate Bill No. 5624 be substituted therefor, and the substitute bill do pass. Signed by Senators Bailey, Chair; Frockt; Kohl-Welles, Ranking Member and McAuliffe.

MINORITY recommendation: That it be referred without recommendation. Signed by Senators Becker, Vice Chair and Tom.

Passed to Committee on Ways & Means.

February 18, 2013

SB 5636 Prime Sponsor, Senator Smith: Providing a process for county legislative authorities to withdraw from voluntary planning under the growth management act. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa, Ranking Member.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5637 Prime Sponsor, Senator Hasegawa: Concerning primary election voters' pamphlets. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5641 Prime Sponsor, Senator Bailey: Requiring the governor's signature on significant legislative rules. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa, Ranking Member.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5661 Prime Sponsor, Senator Roach: Addressing property assessments and the appeal of those assessments. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5661 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5676 Prime Sponsor, Senator Braun: Protecting personal voter signatures. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Bill No. 5676 be substituted therefor, and the substitute bill do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5691 Prime Sponsor, Senator Hewitt: Concerning veterans' homes. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5696 Prime Sponsor, Senator Litzow: Providing limited civil immunity from liability for apiarists. Reported by Committee on Agriculture, Water & Rural Economic Development

MAJORITY recommendation: That Substitute Senate Bill No. 5696 be substituted therefor, and the substitute bill do pass. Signed by Senators Hatfield, Chair; Brown; Hobbs; Honeyford, Ranking Member; Schoesler and Shin.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5717 Prime Sponsor, Senator Baumgartner: Addressing competitive contracting. Reported by Committee on Governmental Operations

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Ways & Means.

February 18, 2013

SB 5746 Prime Sponsor, Senator Roach: Providing a method for dissolution of a public hospital district. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa, Ranking Member.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5747 Prime Sponsor, Senator Roach: Concerning the election of public hospital district boards of commissioners. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SB 5748 Prime Sponsor, Senator Roach: Extending contribution limits to candidates for public hospital district boards of commissioners. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 19, 2013

SB 5792 Prime Sponsor, Senator Honeyford: Concerning health care services for inmates in city, county, and regional jails. Reported by Committee on Health Care

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Bailey; Cleveland; Ericksen; Frockt; Keiser, Ranking Member; Parlette and Schlicher.

Passed to Committee on Ways & Means.

February 19, 2013

SB 5810 Prime Sponsor, Senator Darneille: 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. Reported by Committee on Human Services & Corrections

MAJORITY recommendation: Do pass. Signed by Senators Carrell, Chair; Pearson, Vice Chair; Darneille, Ranking Member; Hargrove; Harper and Padden.

Passed to Committee on Rules for second reading.

February 18, 2013

SJM 8004 Prime Sponsor, Senator Roach: Requesting Congress and the Postmaster General to establish a special accommodation for official election mail. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun; Conway; Fraser; Hasegawa, Ranking Member and Rivers.

Passed to Committee on Rules for second reading.

February 18, 2013

SJR 8204 Prime Sponsor, Senator Roach: Amending the Constitution to require a two-thirds majority vote of the legislature to raise taxes. Reported by Committee on Governmental Operations

MAJORITY recommendation: That Substitute Senate Joint Resolution No. 8204 be substituted therefor, and the substitute joint resolution do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Fraser; Hasegawa, Ranking Member.

Passed to Committee on Rules for second reading.

February 18, 2013

SJR 8205 Prime Sponsor, Senator Roach: Amending the Constitution to require a two-thirds majority vote of the legislature to raise taxes. Reported by Committee on Governmental Operations

MAJORITY recommendation: Do pass. Signed by Senators Roach, Chair; Benton, Vice Chair; Braun and Rivers.

MINORITY recommendation: Do not pass. Signed by Senators Conway; Hasegawa, Ranking Member.

Passed to Committee on Rules for second reading.

#### MOTION

On motion of Fain, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Senate Bill No. 5598; Senate Bill No. 5637; Senate Bill No. 5691; Senate Joint Resolution No. 8204 and Senate Joint Resolution No. 8205; which were referred to the Committee on Ways & Means.

#### MOTION

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

#### INTRODUCTION AND FIRST READING

SB 5825 by Senators Brown, Schlicher, Dammeier, Frockt, Braun, Cleveland, Keiser, Smith, Kohl-Welles and Kline

AN ACT Relating to alternative methods of satisfying continuing education credits for health care providers; and amending RCW 18.79.210 and 18.71.080.

Referred to Committee on Health Care.

SB 5826 by Senators Conway, Hobbs, Litzow, Rolfes, Dammeier, Eide, Kohl-Welles and Kline

AN ACT Relating to the shared leave pool; and amending RCW 41.04.685.

Referred to Committee on Governmental Operations.

SB 5827 by Senators Chase, Conway, Hasegawa and Kline

AN ACT Relating to service credit for certain school employee service workers; and amending RCW 41.35.010, 41.35.400, and 41.35.620.

Referred to Committee on Ways & Means.

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SB 5828 by Senators Chase and Roach

AN ACT Relating to community housing; and adding a new section to chapter 71A.20 RCW.

Referred to Committee on Health Care.

SB 5829 by Senators Braun, Hargrove, Holmquist Newbry and Hatfield

AN ACT Relating to providing enhanced payment to small rural hospitals that meet the criteria of a sole community hospital; amending RCW 74.09.5225; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Health Care.

SB 5830 by Senators Chase, Conway, Hasegawa and Kline

AN ACT Relating to alternate early retirement for certain school employee service workers; and amending RCW 41.35.010, 41.35.420, and 41.35.680.

Referred to Committee on Ways & Means.

SB 5831 by Senators Rivers, Roach, Benton and Brown

AN ACT Relating to providing a sales and use tax exemption for clay targets purchased by nonprofit gun clubs; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; creating a new section; and providing an effective date.

Referred to Committee on Ways & Means.

SB 5832 by Senators Brown, Conway and Schoesler

AN ACT Relating to agreements between the Washington state patrol, the Washington state department of transportation, and other government entities for police services for projects involving state highway routes and public safety services; and amending RCW 43.43.120.

Referred to Committee on Transportation.

MOTION

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

MOTION

On motion of Senator Fain, the Senate advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 5145, by Senators Keiser, Conway, Eide, Kohl-Welles, Shin and Schlicher

Allowing fire departments to develop a community assistance referral and education services program.

The measure was read the second time.

MOTION

On motion of Senator Keiser, the rules were suspended, Senate Bill No. 5145 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Keiser spoke in favor of passage of the bill.

MOTION

On motion of Senator Billig, Senators Ranker, Rolfes and Shin were excused.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5145.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5145 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Carrell, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senator Ranker

SENATE BILL NO. 5145, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SENATE BILL NO. 5095, by Senators Roach, Tom, Rivers, Becker, Holmquist Newbry, Schoesler, Ericksen, Padden, Bailey, Hill and Honeyford

Providing proof of financial responsibility for motor vehicle operation.

MOTIONS

On motion of Senator Roach, Substitute Senate Bill No. 5095 was substituted for Senate Bill No. 5095 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Roach, the rules were suspended, Substitute Senate Bill No. 5095 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Roach spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5095.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5095 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Carrell, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senator Ranker

SUBSTITUTE SENATE BILL NO. 5095, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION FOR IMMEDIATE RECONSIDERATION

Senator Fain moved to immediately reconsider the vote by which Substitute Senate Bill No. 5095 passed the Senate today.

The President declared the question before the Senate to be the motion by Senator Fain that the Senate immediately reconsider the vote by which Substitute Senate Bill No. 5095 passed the Senate.

The motion by Senator Fain that the Senate immediately reconsider the vote by which Substitute Senate Bill No. 5095 passed carried by voice vote.

#### MOTION

On motion of Senator Fain, the rules were suspended and Substitute Senate Bill No. 5095 was returned to second reading for the purpose of amendment.

#### MOTION

On motion of Senator Fain, further consideration of Substitute Senate Bill No. 5095 was deferred and the bill held its place on the second reading calendar.

#### SECOND READING

SENATE BILL NO. 5008, by Senators Hobbs, Benton and Hatfield

Addressing portable electronics insurance.

#### MOTIONS

On motion of Senator Hobbs, Substitute Senate Bill No. 5008 was substituted for Senate Bill No. 5008 and the substitute bill was placed on the second reading and read the second time.

On motion of Senator Hobbs, the rules were suspended, Substitute Senate Bill No. 5008 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Hobbs spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Substitute Senate Bill No. 5008.

#### ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 5008 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Carrell, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senator Ranker

SUBSTITUTE SENATE BILL NO. 5008, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

The Senate resumed consideration of Substitute Senate Bill No. 5095 which had been deferred earlier in the day.

Senator Roach moved that the following amendment by Senators Roach and Fraser be adopted:

On page 3, after line 28, insert

"Sec. 3. RCW 46.16A.180 and 2010 c 161 s 432 are each amended to read as follows:

(1) A registration certificate must be:

(a) Signed by the registered owner, or if a firm or corporation, the signature of one of its officers or other authorized agent, to be valid;

(b) Carried in the vehicle for which it is issued; and

(c) Provided to law enforcement and the department by the operator of the vehicle upon demand.

(d) The registration certificate required by this section may be provided in either paper or electronic format. Acceptable electronic formats include the display of electronic images on a cellular phone or any other type of portable electronic device.

(2) It is unlawful for any person to operate or be in possession of a vehicle without carrying a registration certificate for the vehicle. Any person in charge of a vehicle shall, upon demand of any of the local authorities or of any police officer or of any representative of the department, permit an inspection of the vehicle registration certificate. This section does not apply to a vehicle for which registration is not required to be renewed annually and is a publicly owned vehicle marked as required under RCW 46.08.065."

Senators Roach and Fraser spoke in favor of adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Roach and Fraser on page 3, after line 28 to Substitute Senate Bill No. 5095.

The motion by Senator Roach carried and the amendment was adopted by voice vote.

#### MOTION

There being no objection, the following title amendment was adopted:

On page 1, line 1 of the title, after "proof", strike the remainder of the title and insert "required documents for motor vehicle operation electronically; and amending RCW 46.30.020, 46.30.030 and 46.16A.180."

#### MOTION

On motion of Senator Roach, the rules were suspended, Engrossed Substitute Senate Bill No. 5095 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Roach spoke in favor of passage of the bill.



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The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5095.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5095 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Carrell, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson, Padden, Parlette, Pearson, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senator Ranker

ENGROSSED SUBSTITUTE SENATE BILL NO. 5095, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 10:34 a.m., on motion of Senator Fain, the Senate was declared to be at ease subject to the call of the President.

The Senate was called to order at 11:38 a.m. by President Owen.

SECOND READING

SENATE BILL NO. 5593, by Senators Smith and Parlette

Concerning filing requirements for property tax exemption claims for certain improvements to benefit fish and wildlife habitat, water quality, or water quantity.

The measure was read the second time.

MOTION

On motion of Senator Smith, the rules were suspended, Senate Bill No. 5593 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Smith and Rolfes spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Senate Bill No. 5593.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 5593 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Billig, Braun, Brown, Carrell, Chase, Cleveland, Conway, Dammeier, Darneille, Eide, Ericksen, Fain, Fraser, Frockt, Hargrove, Harper, Hasegawa, Hatfield, Hewitt, Hill, Hobbs, Holmquist Newbry, Honeyford, Keiser, King, Kline, Kohl-Welles, Litzow, McAuliffe, Mullet, Murray, Nelson,

Padden, Parlette, Pearson, Rivers, Roach, Rolfes, Schlicher, Schoesler, Sheldon, Shin, Smith and Tom

Excused: Senator Ranker

SENATE BILL NO. 5593, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Smith: "Thank you Sir. So, the Pages are passing out a token of my appreciation for your indulgence in allowing me to speak for the first time. These are items that do come from my home district but there a little bit unusual. There were some recommendations that I had from a number of people in my district, one of which was that I bring each one of the senators one of our rare grey wolves. That could have accomplished addressing several different issues but I felt that might break the decorum rules of the chamber so I decided to pass on that. What we do have here are a number of items people might not associate with our district. First of all we do have some locally roasted coffee. We do not raise the beans but I do know these people. They're good friends of mine. The Crandalls work with a broker that only seeks to work directly with growers people who are engaged in moral and ethical behavior in their home countries. I like that. Also, we have a sampling from Spo-candy. Also that Spokane is a larger part of our district, I hope you enjoy that. I would not recommend eating the wood pellets unless you have a severe problem, well, we won't talk about that but what they do is give a nod to the fact, in my district, the timber industry is incredible. I do believe that in the future we will be looking more and more to the timber industry for energy instead of merely building homes. Finally the last part, is the paper bag itself. Which, in Pend Oreille County, we do have a strong pulp and paper industry working with the latest technology to have environmentally sound and efficient ways of producing that product. I would simply also, in this as one final point, I would like to say for me and my family the fact that I am sitting in this seat is an incredible step. My grandmother also served in the Idaho State Legislature and it was a long run for our family to be involved in this way again and I do appreciate the support and the encouragement that I have received from my colleagues up to this point. Thank you."

PERSONAL PRIVILEGE

Senator Ericksen: "Well, I just wanted to say, welcome to the senate to the good gentleman from Eastern Washington. It's a pleasure to have you here, to serve on the Transportation Committee with you and also help you get that first bill out of our committee, dealing with the very wood pellets that he's passing out today. It was a phenomenal story, but he was too humble in his opening speech. When he was actually talking about the wolf issue from over in his district because you'll notice that today the good gentleman from the Fortieth district is not here, not on the floor with us today. So, while he wasn't able to get the wolves on the floor with us I do believe you did relocate some to Orcas Island to keep the good senator happy. I think that's where he's at today is now dealing with his own wolf problem over on Orcas Island."

PERSONAL PRIVILEGE

Senator Kline: "Thank you Mr. President. I have the benefit of working on the Natural Resources and Parks Committee with our new member and I want to tell you he actually does get the

bills rolling with a lot the help from the Chair which I noticed because I'm definitely kept awake and alert during these meetings. You never know what might happen. Those of you who have been here for years know that, as they say in the programs. 'My name is Adam and I am an addict.' The substance you see here is my substance and if any of you tea-drinking liberals or for that matter other friends decide you don't need this little eight ounces of heaven well then just send it over my way. Thank you."

#### SECOND READING

SENATE BILL NO. 5312, by Senators Hobbs, Harper, Eide, Benton, Hatfield, Schoesler, Roach, Keiser and Tom

Authorizing small consumer installment loans.

#### MOTION

On motion of Senator Benton, Substitute Senate Bill No. 5312 was substituted for Senate Bill No. 5312 and the substitute bill was placed on the second reading and read the second time.

#### MOTION

Senator Nelson moved that the following amendment by Senator Nelson be adopted:

On page 2, line 21, after "disclosure" insert "plus any monthly maintenance fee"

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

Senator Nelson spoke in favor of adoption of the amendment.

Senators Benton and Hobbs spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Nelson on page 2, line 21 to Substitute Senate Bill No. 5312.

The motion by Senator Nelson failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Chase moved that the following amendment by Senators Chase, Nelson and Rolfes be adopted:

On page 5, line 34, after "annum," strike "exclusive of" and insert "including all"

On page 5, line 35, after "chapter" insert "including any loan in default"

On page 6, line 16, after "amount," strike "exclusive of" and insert "including all"

On page 6, line 17, after "chapter" insert "including any loan in default"

Senators Chase and Nelson spoke in favor of adoption of the amendment.

Senators Benton and Hobbs spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senators Chase, Nelson and Rolfes on page 5, line 34 to Substitute Senate Bill No. 5312.

The motion by Senator Chase failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Nelson moved that the following amendment by Senator Nelson be adopted:

On page 5, line 36, after "amount of" strike "one thousand"

On page 10, line 28, after "exceed" strike "one thousand"

Senator Nelson spoke in favor of adoption of the amendment.

Senators Hobbs and Benton spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Nelson on page 5, line 36 to Substitute Senate Bill No. 5312.

The motion by Senator Nelson failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Nelson moved that the following amendment by Senator Nelson be adopted:

On page 6, line 8, after "(7)" strike "The" through "property" on line 9 and insert "The licensee may not accept any property, title to property, or other evidence of ownership of property as collateral at the time of loan origination or if the loan is in default, including a dated instrument such as a check, preauthorized electronic fund transfer, or automatic clearing house transaction"

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

Senators Nelson and Frockt spoke in favor of adoption of the amendment.

Senators Benton and Hobbs spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Nelson on page 6, line 8 to Substitute Senate Bill No. 5312.

The motion by Senator Nelson failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Nelson moved that the following amendment by Senator Nelson be adopted:

On page 6, line 30, after "delinquent" strike "ten" and insert "thirty"

On page 6, line 31, after "more" insert "and the licensee has notified the borrower at least ten days prior to the date of default that the borrower is in arrears and may be in default"

On page 7, line 27, after "that" insert "a thirty-day"

On page 7, line 29, after "loan" insert ", provided the borrower has been provided notice as required in section 8(5) of this act"

Senator Nelson spoke in favor of adoption of the amendment.

Senators Hobbs and Benton spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Nelson on page 6, line 30 to Substitute Senate Bill No. 5312.

The motion by Senator Nelson failed and the amendment was not adopted by voice vote.

#### MOTION

Senator Nelson moved that the following amendment by Senator Nelson be adopted:

On page 7, line 29, after "loan;" strike "and"

On page 7, line 33, after "making" insert "; and (9) A notice to the borrower in at least ten-point type that states:

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A SMALL CONSUMER INSTALLMENT LOAN IS NOT INTENDED TO MEET LONG-TERM FINANCIAL NEEDS. A SMALL CONSUMER INSTALLMENT LOAN SHOULD BE USED ONLY TO MEET SHORT-TERM CASH NEEDS."

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

Senators Nelson and Hobbs spoke in favor of adoption of the amendment.

Senator Benton spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Nelson on page 7, line 29 to Substitute Senate Bill No. 5312.

The motion by Senator Nelson carried and the amendment was adopted by voice vote.

#### MOTION

Senator Nelson moved that the following amendment by Senator Nelson be adopted:

On page 10, line 30 after "(2) insert "No licensee may extend to or have open with a borrower a small consumer installment loan if that borrower has a small loan, is in repayment of a small loan, or is in default of a small loan as defined in RCW 31.45.010. (3)"

On page 10, line 31, after "out" strike "subsection (1)" and insert "subsections (1) and (2) of this section"

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

Senator Nelson spoke in favor of adoption of the amendment.

Senators Benton and Hobbs spoke against adoption of the amendment.

The President declared the question before the Senate to be the adoption of the amendment by Senator Nelson on page 10, line 30 to Substitute Senate Bill No. 5312.

The motion by Senator Nelson failed and the amendment was not adopted by voice vote.

#### MOTION

On motion of Senator Hobbs, the rules were suspended, Engrossed Substitute Senate Bill No. 5312 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

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Senators Hobbs, Benton, Keiser and Hatfield spoke in favor of passage of the bill.

Senators Nelson, Chase, Schlicher and Rolfes spoke against passage of the bill.

Senator Harper spoke on final passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5312.

#### ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5312 and the bill passed the Senate by the following vote: Yeas, 30; Nays, 18; Absent, 0; Excused, 1.

Voting yea: Senators Bailey, Baumgartner, Becker, Benton, Braun, Brown, Carrell, Dammeier, Eide, Erickson, Fain, Fraser, Hargrove, Hatfield, Hewitt, Hill, Hobbs, Honeyford, Keiser, King, Litzow, Padden, Parlette, Pearson, Rivers, Roach, Schoesler, Sheldon, Smith and Tom

Voting nay: Senators Billig, Chase, Cleveland, Conway, Darneille, Frockt, Harper, Hasegawa, Holmquist Newbry, Kline, Kohl-Welles, McAuliffe, Mullet, Murray, Nelson, Rolfes, Schlicher and Shin

Excused: Senator Ranker

ENGROSSED SUBSTITUTE SENATE BILL NO. 5312, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MOTION

At 12:29 p.m., on motion of Senator Fain, the Senate adjourned until 12:00 noon, Thursday, February 21, 2013.

BRAD OWEN, President of the Senate

HUNTER GOODMAN, Secretary of the Senate



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