

FORTY FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia
Wednesday, February 24, 2016

The Senate was called to order at 10:00 o'clock a.m. by the President of the Senate, Lt. Governor Owen presiding.

No roll call was taken.

The Sergeant at Arms Color Guard consisting of Cadet Brishum Harris, Cadet Faith Giles, Cadet Travis Reedy, and Cadet Daffyd Tyler, of the Mt. Rainier Squadron of the Civil Air Patrol in Puyallup presented the Colors.

The prayer was offered by Major David King of the Ft. Vancouver Squadron of the Civil Air Patrol in Vancouver.

REMARKS BY THE PRESIDENT

President Owen: "Although we will be recognizing the Civil Air Patrol in a moment, I think we should recognize these outstanding cadets for the incredible job they did in presenting the colors."

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 23, 2016
HB 1022 Prime Sponsor, Representative Appleton:
Prohibiting general power of attorney provisions in bail bond agreements. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Rules for second reading.

February 23, 2016
ESHB 1248 Prime Sponsor, Committee on Judiciary:
Concerning court proceedings. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Ways & Means.

February 23, 2016
SHB 2357 Prime Sponsor, Committee on Environment:
Concerning the authority of the pollution liability insurance agency. Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: Do pass. Signed by Senators Ericksen, Chair; McCoy, Ranking Minority Member; Braun; Brown; Cleveland; Honeyford and Ranker.

Passed to Committee on Ways & Means.

February 23, 2016
EHB 2400 Prime Sponsor, Representative Fitzgibbon:
Clarifying that the provisions of chapter 70.95 RCW do not apply to steel slag that is a product of production in the electric arc steel-making process and is managed as an item of commercial value and placed in commerce. Reported by Committee on Energy, Environment & Telecommunications

MAJORITY recommendation: Do pass. Signed by Senators Ericksen, Chair; McCoy, Ranking Minority Member; Braun; Brown; Cleveland; Honeyford and Ranker.

Passed to Committee on Rules for second reading.

February 23, 2016
SHB 2405 Prime Sponsor, Committee on Judiciary:
Concerning the role of parties in cases related to certain notices and records. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Rules for second reading.

February 23, 2016
SHB 2425 Prime Sponsor, Committee on Health Care & Wellness: Concerning massage therapists. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeyer, Vice Chair; Cleveland, Ranking Minority Member; Angel; Bailey; Brown; Conway; Frockt; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

February 23, 2016
ESHB 2430 Prime Sponsor, Committee on Agriculture & Natural Resources: Preserving water resources for an array of water supply needs, including irrigated agriculture, fish and wildlife habitat, and municipal use, by updating water conservation standards for appliances. Reported by Committee on Agriculture, Water & Rural Economic Development

MAJORITY recommendation: That it be referred without recommendation. Signed by Senators Warnick, Chair; Takko, Ranking Minority Member; Hobbs and Honeyford.

Passed to Committee on Commerce & Labor.

February 23, 2016
EHB 2478 Prime Sponsor, Representative Peterson:
Supporting agricultural production, including that of apiarists,

through the preservation of forage for pollinators. Reported by Committee on Agriculture, Water & Rural Economic Development

MAJORITY recommendation: Do pass as amended. Signed by Senators Warnick, Chair; Takko, Ranking Minority Member; Hobbs and Honeyford.

Passed to Committee on Rules for second reading.

February 23, 2016

SHB 2501 Prime Sponsor, Committee on Public Safety: Concerning the communication of information to continue health services for confined persons. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Rules for second reading.

February 23, 2016

HB 2587 Prime Sponsor, Representative Rodne: Concerning the superior court judges' association. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Rules for second reading.

February 23, 2016

HB 2634 Prime Sponsor, Representative Buys: Modifying the powers and duties of the Washington dairy products commission to include research and education related to the economic uses of nutrients produced by dairy farms. Reported by Committee on Agriculture, Water & Rural Economic Development

MAJORITY recommendation: Do pass. Signed by Senators Warnick, Chair; Takko, Ranking Minority Member; Hobbs and Honeyford.

Passed to Committee on Rules for second reading.

February 23, 2016

ESHB 2700 Prime Sponsor, Committee on Public Safety: Concerning impaired driving. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Transportation.

February 23, 2016

SHB 2730 Prime Sponsor, Committee on Health Care & Wellness: Concerning the prescription monitoring program. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by

Senators Becker, Chair; Dammeier, Vice Chair; Cleveland, Ranking Minority Member; Angel; Bailey; Brown; Conway; Frockt; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

February 23, 2016

EHB 2749 Prime Sponsor, Representative Kagi: Extending dates concerning measuring performance and performance-based contracting of the child welfare system. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: Do pass as amended. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member; Hargrove and Padden.

Passed to Committee on Rules for second reading.

February 23, 2016

HB 2773 Prime Sponsor, Representative Klippert: Repealing the warrant authority of coroners. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; O'Ban, Vice Chair; Pedersen, Ranking Minority Member; Darneille; Frockt and Pearson.

Passed to Committee on Rules for second reading.

February 23, 2016

HB 2781 Prime Sponsor, Representative Harris: Requiring the Washington state board of massage to adopt rules to allow approved massage programs to establish transfer programs. Reported by Committee on Health Care

MAJORITY recommendation: Do pass. Signed by Senators Becker, Chair; Dammeier, Vice Chair; Cleveland, Ranking Minority Member; Angel; Bailey; Brown; Conway; Frockt; Jayapal; Keiser; Parlette and Rivers.

Passed to Committee on Rules for second reading.

February 23, 2016

2SHB 2877 Prime Sponsor, Committee on Appropriations: Expanding distribution dates for supplemental nutrition assistance program benefits. Reported by Committee on Human Services, Mental Health & Housing

MAJORITY recommendation: Do pass. Signed by Senators O'Ban, Chair; Miloscia, Vice Chair; Darneille, Ranking Minority Member; Hargrove and Padden.

Passed to Committee on Ways & Means.

February 23, 2016

SGA 9221 GARY D CHANDLER, appointed on March 10, 2014, for the term ending June 30, 2017, as Member of the Workforce Training and Education Coordinating Board. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Bailey, Chair; Frockt, Ranking Minority Member; Becker; Carlyle; Liias and Miloscia.

Passed to Committee on Rules for second reading.

February 23, 2016

SGA 9285 ALLYSON M PAGE, appointed on January 16, 2015, for the term ending September 30, 2018, as Member of the Columbia Basin College Board of Trustees. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Bailey, Chair; Frockt, Ranking Minority Member; Becker; Carlyle; Liias and Miloscia.

Passed to Committee on Rules for second reading.

February 23, 2016

SGA 9302 FRIEDA K TAKAMURA, appointed on November 9, 2015, for the term ending September 30, 2020, as Member of the Renton Technical College Board of Trustees. Reported by Committee on Higher Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Bailey, Chair; Frockt, Ranking Minority Member; Becker; Carlyle; Liias and Miloscia.

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Fain, and without objection, all measures listed on the Standing Committee report were referred to the committees as designated.

MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

SB 6663 by Senator Miloscia

AN ACT Relating to establishing a voting rights act to promote equal voting opportunity in certain political subdivisions by authorizing district-based elections, requiring redistricting and new elections in certain circumstances, and establishing a cause of action to redress lack of voter opportunity; amending RCW 36.32.020 and 29A.76.010; adding a new section to chapter 28A.343 RCW; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35A.21 RCW; and adding a new chapter to Title 29A RCW.

Referred to Committee on Government Operations & Security.

SB 6664 by Senator Braun

AN ACT Relating to retirement from public service.

Referred to Committee on Ways & Means.

SB 6665 by Senator Braun

AN ACT Relating to state government.

Referred to Committee on Ways & Means.

SB 6666 by Senator Braun

AN ACT Relating to fiscal matters.

Referred to Committee on Ways & Means.

SB 6667 by Senator Braun

AN ACT Relating to fiscal matters.

Referred to Committee on Ways & Means.

EHB 2362 by Representatives Hansen, Pettigrew, Nealey and Kirby

AN ACT Relating to video and/or sound recordings made by law enforcement or corrections officers; amending RCW 42.56.120; reenacting and amending RCW 42.56.240 and 42.56.080; adding a new chapter to Title 10 RCW; creating new sections; and providing expiration dates.

Referred to Committee on Law & Justice.

MOTION

On motion of Senator Fain, and without objection, all measures listed on the Introduction and First Reading report were referred to the committees as designated.

MOTION

On motion of Senator Fain, and without objection, the Senate advanced to the eighth order of business.

MOTION

Senator Honeyford moved adoption of the following resolution:

SENATE RESOLUTION
8717

By Senators Honeyford, Angel, Cleveland, O'Ban, Miloscia, Chase, Conway, Becker, Baumgartner, Pearson, Rivers, Bailey, Dammeier, Padden, Parlette, King, Dansel, Hobbs, Fain, Benton, Takko, Litzow, Rolfes, Warnick, Billig, Nelson, Hill, Braun, Schoesler, Sheldon, Fraser, Mullet, Ericksen, Brown, Hewitt, and Hargrove

WHEREAS, The Civil Air Patrol has now been in commission for 75 years, since December 1, 1941, just days before the attack on Pearl Harbor, for the purpose of liaison flying and interdiction of infiltrators on the East Coast and southern border of the United States, and thereafter the Civil Air Patrol insignia, a red three-bladed propeller in the Civil Defense white-triangle-in-blue-circle, began appearing; and

WHEREAS, When German submarines began to prey on American ships, the Civil Air Patrol's mission grew to include a 1,000-member coastal patrol, 64 of whom died in service and 26 of whom were lost at sea; and

WHEREAS, After a crew was forced to watch in vain as a grounded submarine off Cape Canaveral, Florida escaped before the military arrived, Civil Air Patrol planes were issued bombs and depth charges, and thereafter the Civil Air Patrol coastal patrol flew 24 million miles and found 173 submarines, ultimately attacking 57, hitting 10, and sinking 2; and

WHEREAS, By presidential executive order, the Civil Air Patrol became an auxiliary of the United States Army Air Forces

on April 28, 1943, and several months later the Germans withdrew coastal U-boat operations "because of those damned little red and yellow airplanes"; and

WHEREAS, During the postwar years, the Civil Air Patrol was put to work in search and rescue missions, saving the United States millions of dollars in operational costs as the only organization with the equipment and training to perform this vital job, with military aircraft being far too expensive to operate and flying too fast to accurately spot downed planes and personnel; and

WHEREAS, During the deadly 2014 Oso mudslide, the Civil Air Patrol flew vital supplies to areas unreachable by heavier aircraft, and ground teams helped to evacuate cities and towns; and

WHEREAS, The Civil Air Patrol has a cadet program with over 23,000 participants between the ages of 12 and 20, one of its major attractions being its aerospace program, which provides both classroom and practical instruction in flight and rocketry, and offers each cadet the opportunity to participate in orientation flights in both powered and glider aircraft while learning search and rescue techniques and other valuable skills, emphasizing military history, leadership, and service within the squadron and to the community as a whole; and

WHEREAS, Over 16,000 students in kindergarten through 6th grade completed the Aerospace Connections in Education program developed by the Civil Air Patrol and the United States Air Force; and

WHEREAS, Today's Civil Air Patrol continues its service and commitment to our state and country with three primary missions: Aerospace education, cadet programs, and emergency services; and

WHEREAS, The Washington Wing's commitment to service includes two nationally recognized leaders, Lieutenant Colonel Dave Franklin, the Chaplain of the year in 2014 and Senator (and Lieutenant Colonel) Jim Honeyford, Legislative Squadron Commander of the Year in 2015, along with the many senior members and cadets; and

WHEREAS, In Washington State alone, the Civil Air Patrol is composed of approximately 732 senior members and 624 cadets, who flew their 14 aircraft 1,835 hours in 2015 alone in service to our state, at a value of 4.4 million dollars in volunteer hours; and

WHEREAS, The Washington Wing was ranked first for hours flown per aircraft among all wings in the Civil Air Patrol Pacific Region, which includes wings from Alaska, California, Hawaii, Nevada, Oregon, and Washington, and was ranked 14th for hours flown per wing out of the 57 Civil Air Patrol units nationwide;

and

WHEREAS, The Mt. Rainier composite squadron, having won multiple accolades over the last few years and representing their division as well as the state wing of the Civil Air Patrol, have volunteered their time to present the colors;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate recognize the Washington State wing of the Civil Air Patrol for its courageous and unwavering dedication to our citizens; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted by the Secretary of the Senate to Colonel James P. Furlong, Commander of the Civil Air Patrol Washington Wing.

Senators Honeyford and Cleveland spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8717.

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

INTRODUCTION OF GUESTS

The President welcomed and introduced representatives of the Washington State Civil Air Patrol: Colonel Ted Tax; Lieutenant Colonel David Nelson and Lieutenant Colonel Larry Mason who were seated in the chambers. The President also welcomed senior leaders and cadets of the Washington State Civil Air Patrol who were seated in the gallery.

Senator Fraser announced a meeting of the Democratic Caucus immediately upon adjournment.

Senator Parlette announced a meeting of the Majority Coalition Caucus immediately upon adjournment.

MOTION

At 10:17 a.m., on motion of Senator Fain, the Senate adjourned until 12:00 o'clock noon, Thursday, February 25, 2016.

BRAD OWEN, President of the Senate

HUNTER G. GOODMAN, Secretary of the Senate

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